ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD.

Cr. Misc. Application No.S-629 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE

1. For orders on office objections.
2. For hearing of main case.

26.10.2026.

Mr. Rashid Raees, Advocate for applicant.

Mr. Altaf Hussain Khokhar, Deputy Prosecutor General, Sindh.

An order dated 25.08.2026, passed by the learned Ex-Officio Justice of the Peace / II-Additional Sessions Judge, Hyderabad, has been assailed through the instant Criminal Miscellaneous Application, whereby the prayer of the applicant for recording his statement u/s 154 Cr.P.C. was turn down.

2. The law provides that any person having information regarding the commission of a cognizable offence may furnish such information to the police station having territorial jurisdiction. I have asked learned D.P.G to refer to any provision of law or judicial precedent empowering the Court to restrain a person from furnishing such information to the police. Learned D.P.G concedes that no such provision of law or judicial precedent exists.

3. Given the above, the impugned order dated 25.08.2026 is hereby set aside, and the instant Criminal Miscellaneous Application is disposed of with the direction that the police officer concerned shall record the applicant's statement and independently examine the information so furnished before proceeding in accordance with the relevant provisions of the Code of Criminal Procedure, 1898, and the applicable Police Rules, which provide the necessary guidance for dealing with such matters in accordance with law. It is clarified that the direction to record the applicant's statement shall not, by itself, be construed as a mandatory direction to register an F.I.R. The police officer concerned shall determine, in the light of the information received and the relevant provisions of law, whether registration of an F.I.R. is warranted and shall take appropriate action accordingly.

JUDGE

Ali Haider