

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA

Criminal Misc. Application No. S-283 of 2026
[Ghulam Shabir Versus The State & another]

For Fresh Case

1. For orders on M.A No.4226/2026.
2. For orders on office objection.
3. For orders on M.A No.4227/2026.
4. For hearing of Main Case.

Applicant : Through Mr. Atta Hussain Qadri,
Advocate.

Date of Hearing : 21-08-2026

Date of Order : 21-08-2026

ORDER

Zulfiqar Ali Sangi, J. - Through this application, the Applicant has challenged the order dated 06.05.2026 passed by the learned 1st Civil Judge & Judicial Magistrate, Garhi Yasin, on a report submitted by the Investigation Officer under Section 173 Cr.P.C.

Heard learned counsel for the Applicant and perused the material available on record.

Perusal of the record reflects that, after investigation, the Investigation Officer found a good case for trial and submitted a report under Section 173 Cr.P.C., for taking cognizance. It is settled law that in a positive report, the Magistrate has only to take cognizance and no other view is to be taken. Therefore, the instant Criminal Misc. Application, being not maintainable, is hereby **dismissed** in *limine*. However, the Applicant is at liberty to file an application under Section 249-A Cr.P.C., for his premature acquittal, if he feels that there is some material in his favour.

JUDGE