# ORDER SHEET
# IN THE HIGH COURT OF SINDH
# CIRCUIT COURT MIRPURKHAS

Criminal Revision Application No.S-49 of 2026

| DATE | ORDER WITH SIGNATURE OF JUDGE |
|---|---|

1. For order on M.A No.3543 of 2026.
2. For order on office objection.
3. For order on M.A No.3463 of 2026.
4. For hearing of main case.

**16.11.2026**

Mr. Abdul Rauf Ghumman advocate for applicant a/w applicant.

Mr. Ghulam Abbas Dalwani, D.P.G.

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1. Urgency granted.
2. Deferred.
3. Deferred.
4. The grievance of the applicant is that he has moved application under section 517 Cr.P.C before learned trial court; however, same has not been decided on merit and he was forced to withdraw from the same on the ground that order under section 517 Cr.P.C has already been passed in the judgment dated 23-09-2026. Perusal of said judgment (passed in Sessions Case No.191/ 2025) shows that the order u/s 517 Cr.P.C was only passed in respect of depositing of the case property viz one 9 mm pistol with magazine containing two live bullets in the District Armory and no further order was passed. For the sake of convenience, said order is re-produced as under:

> ***"Case property order u/s 517 Cr.P.C.***
> *The case property involved in this case viz one 9 MM pistol with magazine containing 02 live bullets and etc mentioned in the charge sheet be deposited in District Armory, after expiry of appeal period, if no appeal is preferred."*

Learned Deputy P.G, available in court in other matters, waived notice of instant application and after going through the said order submitted that order u/s 517 Cr.P.C passed by the trial court in the judgment is not in accordance with law, therefore, matter be remanded back to the trial court for passing appropriate order on application u/s 517 Cr.P.C, which was earlier dismissed as not pressed and same shall be treated as pending.

In view of such position, instant Criminal Misc. Application is disposed of with direction to learned trial court to decide the application u/s 517 Cr.P.C, filed by the applicant, afresh in accordance with law on merits.

**JUDGE**

"Saleem "