HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.S-583 of 2026
[Dost Muhammad vs. Province of Sindh and others]

Petitioner:	Through Mr. Mukesh Kumar, Advocate
Official respondents:	Through Mr. Allah Bachayo Soomro, Additional A.G Sindh
Respondents 5&6:	In person
Date of hearing	05.11.2026
Date of Decision	05.11.2026

O R D E R
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ADNAN-UL-KARIM MEMON J The petitioner has filed this Constitutional Petition under Article 199 of the Constitution, seeking protection against alleged harassment, threats, and unlawful actions by private respondents, including police officials.

2. The learned counsel for the petitioner contends that despite the order dated 09.10.2026 passed by the learned Ex-Officio Justice of Peace, Shaheed Benazirabad, directing the SSP to conduct an inquiry and take appropriate action, no effective protection was provided. He further alleges threats of false implication in criminal cases and physical harm on account of a longstanding agricultural land dispute.

3. The private respondents present in Court denied the allegations and prayed for dismissal of the petition.

4. The official respondents deny the allegations and submit that departmental inquiries failed to substantiate the petitioner's claims. They further contend that both parties have lodged cross-FIRs arising out of the land dispute, which are pending before the competent Courts. They assure that all action shall be taken strictly in accordance with law.

5. I have heard learned counsel for the petitioner and learned AAG and have perused the available record.

6. The controversy primarily relates to allegations of harassment, intimidation and misuse of police authority arising out of a longstanding agricultural land dispute between the petitioner and the private party.

7. It appears that the petitioner had earlier approached the learned Ex-Officio Justice of Peace, Shaheed Benazirabad, who, vide order dated 09.10.2026, directed the SSP, Shaheed Benazirabad, to conduct a detailed inquiry into the allegations. In compliance thereof, departmental inquiries were conducted, wherein the allegations against the concerned police officials were reportedly found unsubstantiated. At the same time, the pendency of cross-FIRs between the rival parties demonstrates that the underlying dispute is already engaging the attention of the competent criminal Courts.

8. In these circumstances, this Court is of the considered view that disputed allegations regarding the alleged police raid, removal of motorcycle and threats cannot be conclusively determined in constitutional jurisdiction, particularly when departmental inquiries have already been conducted and criminal proceedings between the parties are pending adjudication. Nevertheless, the petitioner's right to life, liberty and dignity, guaranteed under Articles 9 and 14 of the Constitution, cannot be compromised merely because of an existing private dispute. The police authorities are under a legal obligation to act fairly, impartially and strictly in accordance with law and must not permit their official authority to be used for intimidation, harassment or victimization of any citizen.

9. Consequently, without expressing any opinion on the merits of the allegations or the pending criminal cases, this petition is disposed of with directions to the SSP, Shaheed Benazirabad, to ensure that the order dated 09.10.2026 passed by the learned Ex-Officio Justice of Peace is duly attended to in accordance with its terms and that the petitioner's genuine grievance regarding threats and harassment is examined in a fair and impartial manner.

10. The concerned police officials shall ensure that neither the petitioner nor the private respondents are subjected to harassment, intimidation or any unlawful coercive action.

11. It is clarified that the observations made herein shall not prejudice the merits of the pending criminal proceedings or any inquiry arising out of the allegations.

12. The petition stands disposed of accordingly, alongwith pending applications, if any.

JUDGE

Sajjad Ali Jessar