

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
C. P. No. S – 154 of 2024

Date of hearing	Order with signature of Judge
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Hearing of case

- 1. For orders on office objections at Flag-A
- 2. For orders on CMA No.463/2024 (Ex./A)
- 3. For hearing of main case

16.06.2025

Mr. Shahryar Imdad Awan, Assistant Advocate General Sindh along with SIP Amanullah of Police Station ‘A’ Section Sukkur, SIP Muhammad Pariyal of Police Station Rohri, ASI Khair Muhammad of Police Station New Pind Sukkur and ASI Rahmatullah of Police Station ‘C’ Section, Sukkur.

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None present on behalf of the petitioner, nor has any intimation been received. Statements have been filed on behalf of respondents No.2, 3, 9 and 10, while Mr. Muhammad Junaid Akram, Advocate, has filed *vakalatnama* on behalf of respondent No.14, which are taken on record.

The official respondents, in their statements, have denied the allegations of harassment or any undue pressure upon the petitioner, and have submitted that they are acting, and shall continue to act, strictly in accordance with law.

Learned Counsel for respondent No.14 contends that the petitioner is nominated in FIR No.128 of 2024, registered at Police Station ‘C’ Section, Sukkur, as is evident from the aforesaid statements. The said FIR was lodged by respondent No.14, who is the mother of the alleged abductee. He further contends that the FIR pertains to a case of abduction, wherein the statement of the alleged abductee under Section 164, Cr.P.C., was recorded before the concerned Judicial Magistrate, and based on that, the final challan has been submitted before the competent Court. A photocopy of the challan has been produced by learned AAG Sindh, perusal of which shows that the petitioner is on bail in the said case. The Court’s file also confirms that the statement of the alleged abductee was recorded under Section 164, Cr.P.C., which is available at Page-17. Learned Counsel for respondent No.14 submits that lodging of

an FIR in accordance with law cannot be equated with harassment, and respondent No.14 has neither harassed the petitioner nor has any intention to do so.

The factual position, as emerging from the record, reveals that the petitioner, prior to filing this petition, had already approached the learned Additional Sessions Judge-II / Ex-Officio Justice of Peace, Khairpur by filing Criminal Misc. Application No.3505/2024 under Sections 22-A & 22-B Cr.P.C., which was allowed vide order dated 29.08.2024. The operative portion of the said order reads as under:

“4. The SHO PS concerned is directed to provide legal protection to the applicant on his approach, therefore, in such situation instant application is allowed accordingly.”

In view of the above factual and legal position, particularly the fact that legal protection has already been granted to the petitioner by the competent forum, and the respondents have categorically stated that no harassment has been, or will be, caused, the instant petition, being a repetition of the earlier relief, is **disposed of** along with the listed application. The petitioner is directed to face the trial in the pending criminal case in accordance with law.

J U D G E

Abdul Basit