

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
C. P No. D – 1512 of 2025

Date of hearing	Order with signature of Judge
-----------------	-------------------------------

Hearing of case (Priority)

- 1. For orders on office objection at flag ‘A’
- 2. For orders on CMA No.5912/2025 (S/A)
- 3. For hearing of main case

11.09.2025

Mr. Achar Khan Gabol, Advocate along with Petitioner
Agha Ather Hussain Pathan, Assistant AG Sindh
Mr. Zulfiqar Ali Jatoi, Additional PG for the State along with SIP
Allah Wadhayo, IO Crime No.155 of 2025 of PS Kumb.
>>>>>..<<<<<

SIP Allah Wadhayo, Investigating Officer, Crime No.155 of 2025 Police Station, Kumb, District Khairpur is present and files statement along with interim challan, which is taken on record, copy whereof is provided to learned counsel for the petitioner. The Investigating Officer submits that he has already filed interim challan sheet in the Court of Law having jurisdictions, whereas, recently he has received the final medical certificate of the injured such report would be submitted before the trial Court.

Since the challan has been submitted by the Investigating Officer before the competent Court of law, therefore, this Court has no jurisdiction to entertain this petition, in view of the dictum laid down by Honourable Supreme Court in the case of *Director General, Anti-Corruption Establishment Lahore and others vs. Muhammad Akram Khan (PLD 2013 Supreme Court 401)* where it has been held that after taking cognizance of a case by a trial Court the FIR registered in that case cannot be quashed and the fate of the case and of the accused persons challaned therein is to be determined by the trial Court itself.

Under these circumstances, the instant Constitutional Petition is dismissed along with listed application.

Judge

Judge