

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
C.P. No.S-196 of 2020.

27

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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1. For orders on office objection 'A'.
2. For orders on maintainability of main case.

24.07.2020.

Mr. Aitbar Ali Bullo, D.P.G.

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None present for the petitioner, however, Mr. Javed Ahmed Soomro, advocate by affecting his presence holds brief on behalf of Mr. Sajid Hussain Mahesar, advocate for the petitioner, as the latter learned counsel is out of station. Official respondents No.1, 2 & 3, are present and file their comments, same are hereby taken on record. In their comments, the respondents have categorically denied to have caused any kind of harassment to the petitioner and his family. It is further averred in the comments of respondent No.1/SHO PS Radhan, District Dadu, that the petitioner and the respondents are entangled to each other over the issue of rotation of water, therefore, both the parties viz. the petitioner and the private respondents have got two criminal cases registered against each other vide Crime No.81 of 2018 under section 324, 504, 452, 337-A(i), F-(i), 147, 148, 149 PPC and Crime No.86 of 2018 under sections 324, 147, 148, 149, 504, 337-A(i), F-(i), PPC, registered with Police Station Radhan and in both the cases, the parties were convicted and sentenced by the trial Court. Mr. Amanullah Luhar, advocate, files his Vakalatnama on behalf of respondents No.4, 5 & 6, same is hereby taken on record. Learned D.P.G submits that though the petition in view of comments filed by the official respondents has served its purpose, besides is not maintainable. A perusal of prayer clause show, it is pro-harassment

petition which by virtue of dictum laid down by this Court in the case reported as Abdul Hameed v. Province of Sindh & others (**PLD 2019 Sindh 168**), is not maintainable. However, counsel holding brief for counsel for the petitioner does not wish to press it and his proposal has not been opposed by the other side, therefore, it is hereby dismissed as not pressed.

Judge

24/7-2020