

# HIGH COURT OF SINDH CIRCUIT COURT, HYDERABAD

**C.P. No.D-1697 of 2025**

[Ahmed vs. Province of Sindh and Others]

**BEFORE:**

JUSTICE ADNAN-UL-KARIM MEMON

JUSTICE RIAZAT ALI SAHAR

Mr. Abdul Hafeez, advocate for petitioner

Mr. Muhammad Irfan Awan Advocate for private respondents.

Mr. Rafique Ahmed Dahri, Assistant A.G. Sindh a/w Inspector  
Manzoor Ali, Inspector Nisar Shah, Inspector Sikander Mustafa, SIP  
Liaquat Mangi, and ASI Iftikhar Ali

Date of hearing & decision:

20.11.2025

## **ORDER**

**ADNAN-UL-KARIM MEMON J.-** Through this petition, the petitioner  
has prayed as under:

- a) This Honourable Court may be pleased to direct respondent Nos. 5, 8, 6 to appoint any honest police officer not below the rank of ASP/DSP to re-investigate the below-mentioned Crimes/FIRs without caring for the fact that the said FIRs are registered on behalf of the State and submit such report before this Honourable Court as well as learned trial Courts.*
- b) to direct respondents Nos 3 & 4 to restrain the local police of District Hyderabad, from registering the false FIRs against the petitioner at the instance of private respondents due to a civil dispute:*
- c) to further direct respondents Nos 2 to 4 to provide legal protection to the petitioner and his family members, and also restrain private respondents and local police from putting pressure upon the petitioner to withdraw from his civil claim:*
- d) to direct the respondents not to register any false FIR against the petitioner and his family members without permission of this Honorable Court:*
- e) This Honorable Court may be pleased to stay the operation of FIR bearing Crime No.104 of 2024. U/S of Sindh Prohibition of Preparation,*

*Manufacturing, Storage, Sale and Use of Gutka and Mainpuri Act, 2019, of Police Station Tando Yousuf, Hyderabad, Crime No.127 of 2024, U/S of Sindh Prohibition of Preparation, Manufacturing, Storage, Sale and Use of Gutka and Mainpuri Act, 2019, of Police Station Tando Yousuf, Hyderabad, and Crime No.76 of 2025, U/S. 9(1)3(a) of Sindh CNS Act, 2024 of Police Station Tando Yousuf, Hyderabad, till the decision of the present petition and reinvestigation.*

*f) This Honourable Court may be pleased to constitute JIT into the above matter to dig out the actual facts behind registering the aforesaid FIRs to provide justice to the petitioner;*

*g) Any other relief, which this Honourable Court deems fit and proper, may also be awarded to the petitioner.*

2. The case of the petitioner is that he is aged around 70 years, is the exclusive owner of 13-37 acres of agricultural land in Deh Gul Muhammad Thoro, Taluka, and District Hyderabad. About 35 years ago, he verbally gave the land on contract (maqata) to Respondent No.12 for mango cultivation at Rs.. 15,000/20,000 per year. The contract continued verbally with minimal payment, and in January 2021 the respondent stopped paying altogether. When asked for payment, Respondent No.12 began harassment and falsely claimed ownership of the land. Upon inquiry, the petitioner learned in January 2024 that revenue entries were manipulated in favour of private respondents. He submitted applications for the cancellation of these entries, but no action was taken. He filed multiple civil suits and appeals, which are still pending before competent courts. Due to the civil dispute, the private respondents allegedly used the local police to pressure him. False FIRs were registered against him Crime Nos. 104/2024, 127/2024, and 76/2025 under Gutka/Mainpuri and Sindh CNS laws, showing him as absconding despite no notice, summons, or warrants ever being served. He was later arrested and drugs were allegedly planted. After public protest, he was granted bail, but charge sheets were submitted without proper investigation. The petitioner claims he has never been involved in criminal activity and is being targeted due to the land dispute, suffering harassment and mental torture. Applications to authorities for fair inquiry and protection have gone unanswered, leaving him with no remedy but to file the present constitutional petition under Article 199 of the Constitution seeking cancellation of false criminal proceedings, impartial reinvestigation and protection from harassment.

3. The SSP Hyderabad submits that no allegation or cause of action exists against him personally, as he assumed charge on 18.03.2025, and the petitioner never

approached him. The SHO of PS Tando Yousuf denies all allegations, states the FIRs were registered and investigated on merit, and that cases are already challaned and sub judice. However, he states that lawful protection will be provided if required.

4. After hearing the counsel for the petitioner, the learned AAG, counsel for the private respondents, and perusing the comments filed by the official respondents, it appears that the petitioner has raised serious grievances regarding alleged false implication in multiple FIRs arising during the pendency of a civil dispute over agricultural land. The record reflects that the cases in question have already been challaned and are pending before the competent trial Courts. The SSP Hyderabad has stated that no allegation exists against him personally and that he assumed charge after the registration of the impugned FIRs, whereas the SHO concerned has denied mala fides but has undertaken that lawful protection shall be provided if required.

5. Without entering into the merits of the pending criminal cases or civil litigation, and in order to ensure transparency, fairness, and to safeguard the fundamental rights of the parties under Articles 4, 9, and 10-A of the Constitution, this petition is disposed of with the following directions:

1. The DIGP Hyderabad is directed to assign an honest and senior police officer not below the rank of DSP to conduct *re-investigation* of FIR No.104/2024, FIR No.127/2024, and FIR No.76/2025 of Police Station Tando Yousuf, Hyderabad.
2. The said officer shall conduct the reinvestigation strictly in accordance with law, without being influenced by any party, and shall submit his findings/conclusion before the respective trial Courts for appropriate orders.
3. The reinvestigation shall be completed and the report submitted within *one month* from the date of this order.
4. Pending completion of reinvestigation, the petitioner shall not be harassed by the local police or private respondents, and no adverse action shall be taken against him except in accordance with law.
5. The petitioner is at liberty to pursue his civil remedies before the competent forums, which shall decide the same independently and without being influenced by this order.

6. With these observations and directions, the petition stands disposed of. No order as to costs.

JUDGE

JUDGE