

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Crl. Revision Application No.66 of 2024
(*Sohail Mehmood v. Shazia Sohail and another*)

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

1. For order on M.A. No.5223/2024
2. For order on M.A. No.4351/2024
3. For hearing of main case

24.04.2024

Sardar Mushtaq Ahmed, advocate for the applicant

=====

1. Urgency granted/relisted.
2. Deffered.
3. The facts in brief for disposal of the instant Crl. Revision Application are that an application under Section 540 Cr.PC was moved by the applicant for recalling PW/victim Mst. Zooha for purpose of further cross-examination. It was dismissed by learned Vth Additional Sessions Judge Malir Karachi vide order dated 13.03.2024, which is impugned by the applicant before this Court by preferring the instant Crl. Revision Application.

It is contended by learned counsel for the applicant that he could not make proper cross examination to PW/victim Mst. Zooha on account of anxiety having come from Islamabad, therefore, in all fairness she may be recalled for purpose of further cross-examination in order to meets with the ends of justice, by setting aside the impugned order.

Heard arguments and perused record.

If the learned counsel for the applicant was not prepared for making cross examination to PW/victim Mst. Zooha then he ought to have sought for adjournment of the case; it was not sought for and he proceeded to cross examine her apparently to his satisfaction, which is spreading over more than one computerized page, therefore, recalling her for purpose of further cross-examination would defeat early disposal of the case. In these premises, learned trial Court was right to dismiss the application under Section 540 Cr.PC of the applicant by way of impugned order, which is not found illegal to be interfered with by this Court.

In view of the above, the instant Crl. Revision Application is dismissed in limine.

J U D G E

Nadir