

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Crl. Misc. Appl. No.434 of 2024
(*Mohiuddin Peer v. The State and 12 others*)

Date	Order with signature of Judge
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1. For order on M.A. No.5307/2024
2. For order on M.A. No.5308/2024
3. For hearing of case

25.04.2024

Mr. Nadeem Ali Channa, Advocate for the applicant

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The applicant lodged an FIR with PS Landhi alleging abduction of his son Muhammad Jibran against the private respondents; such FIR after due investigation was recommended by the police to be cancelled as false under 'B' class; it was cancelled by learned Judicial Magistrate-IX Karachi East under 'C' class vide order dated 08.03.2024; it is impugned by the applicant before this court by making the instant Crl. Misc. application under Section 561-A Cr.PC.

It is contended by learned counsel for the applicant that the impugned order being illegal is liable to be set aside by this Court with direction to learned Magistrate to take cognizance of the offence.

Heard arguments and perused record.

FIR of the incident has been lodged with delay of about 20 days; such delay could not be overlooked. Apparently, on the basis of honest investigation such FIR was recommended by police to be cancelled as false under 'B' class. Learned trial Magistrate by cancelling such FIR under 'C' class obviously has favored the applicant. No illegality in impugned order is noticed which may justify this court to interfere with the same by way of instant Crl. Misc. Application, it is dismissed in *limine*.

J U D G E

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