

**ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS**

Criminal Misc. Application No.S-89 of 2025

“Mohan vs. SSP Mirpurkhas and others”

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For order on office objections
2. For orders on M.A No.804/2025.
3. For hearing of main case.

13-08-2025.

Mr. Afzal Kareem Virk advocate for the applicant a/w applicant.

Mr. Ghulam Abbas Dalwani, DPG.

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Through this Criminal Miscellaneous application, the applicant has impugned order dated 05-04-2025 passed in Criminal Miscellaneous Application No.454/ 2025 by learned Additional Sessions Judge-I/Ex-Officio Justice of Peace, Mirpurkhas, whereby application under section 22-A and B Cr.P.C filed by the applicant was dismissed. However, SHO concerned was directed to provide protection to the applicant.

Per learned counsel for the applicant infact learned Ex-Officio Justice of Peace has mislead, actually the applicant has approached before him for issuance of direction to the concerned SHO to register his FIR, but learned Ex-Officio Justice of Peace issued direction to the SHO concerned to provide protection to the applicant.

Learned DPG supported the impugned order.

Heard. Perused.

From perusal of record it appears that in last paragraph of the impugned order it is written that “In view of the above position applicant has failed to make out a case for direction to police to register his FIR”; so it means that it is clearly mentioned in the impugned order that applicant has failed to make out a case for registration of FIR. However, learned counsel for the applicant submits that the tooth of the applicant was broken in the alleged offence, as such, proposed accused have committed a cognizable offence; but when it was confronted that how many stitches were applied on the lips of applicant/ complainant, for which learned counsel is unable to reply properly. Record further reflects that enmity exists between the applicant and proposed accused and on the basis of it he intends to register FIR against the proposed accused, which shows that he has not approached before learned Ex-Officio Justice of Peace and so also before this Court with clean hands Resultantly, instant Criminal Miscellaneous application is hereby dismissed.

JUDGE

“Saleem”

