

ORDER SHEET

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Constitution Petition No.S-73 of 2026

(Nawab Ali Chachar Vs. P.O Sindh & others)

Date of hearing	Order with signature of Judge.
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Hearing of Case

- 1.For orders on o/objections
- 2.For hearing of main case

29-06-2026

Mr. Ajeebullah Junejo, Advocate for the petitioner.

Mr. Israr Ahmed Shah, Assistant A.G a/w SIP Dhani Bux on behalf of DIGP, Sukkur and SSP, Sukkur and SIP Abdul Rasheed, SHO, P.S, Gudpur.

Adnan-ul-Karim Memon, J:- The petitioner, Nawab Ahmed, has filed the instant Constitutional Petition under Article 199 of the Constitution of the Islamic Republic of Pakistan, 1973, seeking directions to the official respondents to arrest the absconding accused nominated in FIR No.08 of 2024, registered at P.S. Gudpur, District Sukkur, under Sections 302, 504, 324, 114, 147, 148, 149, 337-A(i), 337-L(ii), 337-F(iii) and 337-H(ii) PPC.

2. Learned counsel for the petitioner submits that despite registration of the FIR, the police have failed to arrest the absconding accused and prays for appropriate directions.

3. Learned A.A.G., on instructions, submits that a Special Task Force comprising senior police officers has already been constituted to secure the arrest of the absconders.

4. I have heard the learned counsel for the petitioner, the learned Assistant Advocate General, and perused the available record. The grievance of the petitioner is that the nominated accused have not yet been arrested. The learned A.A.G., on instructions, has informed the Court that a Special Task Force comprising senior police officers has already been constituted to secure the arrest of the absconding accused. Once such a mechanism has been put in place, it is expected that the official respondents shall discharge their statutory obligations diligently, fairly, and strictly in accordance with law.

5. It is well settled that while exercising constitutional jurisdiction under Article 199 of the Constitution, this Court may ensure that public functionaries perform their legal duties, but it cannot assume the functions of the investigating agency or supervise the manner of investigation by directing the arrest of any particular person. The power to investigate and effect arrest is to be exercised by the police in accordance with the provisions of the Code of Criminal Procedure and the evidence collected during investigation.

6. Accordingly, the Head of the Special Task Force and its members are directed to make sincere and effective efforts, utilizing all lawful and available technical resources, to apprehend the absconding accused, if they are found liable to be arrested in accordance with law, and to keep the learned trial Court apprised of the progress through periodical reports. In the event of any dereliction of duty or non-compliance with the law, it shall remain open to the petitioner to avail such remedies as may be available under the law.

7. In view of the above, the grievance raised in the instant petition stands adequately addressed, and no further constitutional direction is called for. The petition is, therefore, disposed of in the above terms.

J U D G E

Ahmad