HIGH COURT OF SINDH CIRCUIT COURT MIRPURKHAS

Criminal Revision Application No.S-45 of 2025

Applicants : 1. Mst. Samina Tahir w/o Tahir Hussain.
2. Anees Izhar w/o Izhar ul Haq Arain.
3. Naseem Akhter w/o Muhammad Aslam.
Since dead thorugh her legal heirs
Muhammad Faisal Arain s/o Muhammad Aslam,
Through Mr. Zohaib Hassan Pahore, Advocate.

Respondents : 1. Muhammad Maroof s/o Ali Hassan (Nemo).
2. The Mukhtiarkar (Revenue) (Gothabad)
Taluka Sinjhoro, Sanghar.
3. The S.H.O P.S Sinjhoro, Sanghar
Official respondents through Mr. Neel Parkash, D.P.G.

Date of hearing : 02.11.2026

Date of Order : 02.11.2026.

ORDER.

NISAR AHMED BHANBHRO J.- This Criminal Revision Application is directed against Order dated 09-08-2024 wherein I.D Complaint No. 33/ 2024 Re: *Mst. Samina Tahir and others v. Muhammad Maroof and others* was dismissed by learned Additional Sessions Judge-II, Sanghar. It transpires from record that applicants had also field similar application bearing No. 06/ 2024, which was later-on withdrawn. However, in the instant I.D.Complaint, when enquiry was made through the concerned S.H.O and Mukhtiarkar, it transpired that respondent/ accused was in possession of disputed plot since last about 30 years and was allegedly purchased from the brother of applicants namely Abdul Wahab, who has passed away. When confronted the above legal position that Illegal Dispossession Act came into force in year 2005 and the proposed accused was in possession of the disputed plot as disclosed in the inquiry since last about 30 years, then how the provisions of above Act shall apply retrospective, learned counsel for the applicants fails to counter such legal aspect.

2. Learned D.P.G supports the impugned Order.

3. No case of misreading and non-reading is made out. Accordingly, instant Criminal Revision Application stands dismissed. However, applicants

are at liberty to initiate proceedings for recovery of possession before the competent civil court, if so advised.

Judge

"Saleem"