

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Criminal Miscellaneous Application No.234 of 2018

Date	Order with signature of Judge
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For direction

1. For hearing of maintainability of CrI. Misc: Application
(As per order dated 16.08.2018).

12.02.2019

Applicant is present in person.
Ms. Rahat Ahsan, Additional P.G.

NAZAR AKBAR, J. Through this CrI. Misc: Application the applicant has challenged the order dated **31.01.2018** passed by the Additional Sessions Judge-II, South Karachi in Criminal Misc: Application No.146/2018, whereby the applicant's request to register FIR in terms of **Section 22-A** and **22-B Cr.P.C** was dismissed.

2. This is a clear-cut case of violation of undertaking given by Respondent No.1 in business transaction whereby he wanted to sell his property to the applicant/complainant. The complainant on said undertaking has paid Rs.100,000/- to Respondent No.1 on some terms and conditions. The applicant present in person says that the terms and conditions have been breached by Respondent No.1. Such breach is of civil nature and, therefore, he should file suit for specific performance.

3. In view of the above, no case is made out for interference in the impugned order, therefore, instant Criminal Miscellaneous Application is dismissed.

JUDGE

Ayaz Gul