

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
**Criminal Miscellaneous Application No.87 of 2019**

Date	Order with signature of Judge
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**Fresh Case**

1. For orders on M.A No.1962/2019 (U/A).
  2. For orders on office objection a/w reply at "A".
  3. For orders on M.A No.1963/2019 (Ex/A).
  4. For hearing of main case.
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**04.03.2019**

Mr. Piyas Ali Soomro, advocate for the applicant.

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**NAZAR AKBAR, J.** Through this CrI. Misc: Application the applicant has challenged the order dated **22.02.2018** passed by the District and Sessions Judge/Ex-Officio Justice of Peace, District East Karachi in Criminal Misc: Application No.357/2019, whereby the trial Court has dismissed a contempt application filed by the applicants before the Sessions Judge on the ground after an order to register FIR in terms of **Section 22-A** and **22-B Cr.P.C** the FIR has not been registered.

2. I have perused the record as well as the impugned order. Since no cognizable offence was made out, therefore, the trial Court has dismissed Criminal Misc. Application in the following terms:-

*Report submitted by the S.H.O, PS Shah Faisal Colony, Karachi East, according to which from the 154 Cr.P.C statement of the applicant, **no case of cognizable offence is made out, therefore, report u/s 155 Cr.P.C has been submitted to the concerned Magistrate.** Copy of statement under section 154 Cr.P.C and roznamcha entry are enclosed with the report.*

*In the existing circumstances, instant contempt application stands disposed of accordingly. The applicant is at liberty to approach to the concerned Judicial Magistrate, if he desires so.*

When the statement of applicant was not incrementing or from the statement a case was not made out, the SHO was not within the authority to register the FIR.

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

JUDGE

Ayaz Gul