

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Crl. Misc. Application No.S-550 of 2021.

Date	Order with signature of Judge
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1. For Orders on MA No. 5443/2021.
2. For Orders on office objections.
3. For Orders on MA No. 4682/2021.
4. For hearing of main case.

04-10-2021.

Mr. Abdul Wahab Shaikh advocate for the applicant.

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Through the instant Crl. Misc. Application, the applicant has impugned the order dated 04-08-2021 passed by learned IVth Additional Sessions Judge/Ex-Officio Justice of Peace Khairpur in Crl. Misc Application No. 2039/2021 filed by the applicant against the respondents Nos. 4 to 44. for registration of FIR, which was dismissed, hence he has impugned the same before this Court by filing the instant Crl. Misc. Application.

Learned counsel for the applicant submits that private respondents have committed the cognizable offence, therefore he approached the SHO concerned for registration of FIR, but same was not registered, hence he filed such application before the Sessions Judge/Ex-Officio Justice of Peace Khairpur seeking direction for SHO concerned to register the FIR, but the same was also turned down by learned IVth Additional Sessions Judge/Ex-Officio Justice of Peace Khairpur, hence he filed the instant Crl. Misc. Application and impugned the said order by requesting that the SHO concerned may be directed to record the statement of the applicant and if cognizable offence is made out against the private respondents, then to incorporate the same in 154 Cr.P.C book.

I have heard learned counsel for the applicant and have gone through the impugned order, which shows that learned Ex-Officio Justice of Peace Khairpur after going through the material and all aspect of the case has dismissed the Crl. Misc. Application of the applicant. Record

reflects that report was also called from DSP Complaint Cell Khairpur about the incident, who submitted in his report dated 04-05-2021 that the allegations leveled by the application could not be proved and proposed accused have vacated/restored the land from the applicant purely in compliance of the order dated 18-03-2021 passed by learned Additional Sessions Judge Mirwah in Crime Complaint No. 109/2020 filed by the proposed accused Ali Sher Sahito against the applicant.

In view of the above, the impugned order passed by learned Ex-Officio Justice of Peace Khairpur is speaking one and within the four corners of law, no illegally or irregularity found in the said order, therefore the same does not requires any interference and is maintained. Thus the instant Crl. Misc. Application is dismissed. However the applicant is at liberty to file a direct complaint for redressal of his grievance, if so advised.

Judge

