

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No. D-3865 of 2021

Date	Order with signature(s) of Judge(s).
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1. For order on Misc. No.16043/2021
2. For orders on Misc. No.16044/2021
3. For hearing of main case.

18.06.2021

Mr. Mirza Sarfaraz Ahmed, Advocate for the Petitioner.

1. Granted.
2. Granted subject to all just exceptions.
3. The subject of this Petition is stated in Para-3 of the Memo as being the “misuse and illegal exercise of powers by Respondent Nos.5 & 6 against the Petitioner”. The title reflects that those respondents are Police functionaries. That being so, if the Petitioner is indeed aggrieved by the alleged conduct of those respondents, an appropriate alternate remedy is available to him under Section 22-A (6) (iii) Cr.P.C. As such, the approach to this Court directly under Article 199 of the Constitution is misconceived. The Petition is not maintainable under the circumstances and is therefore dismissed, leaving the petitioner at liberty to avail such alternate remedy, if so desired.

JUDGE

JUDGE