

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. Misc. A. No.S- 875 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
	1. For orders on office objection. 2. For orders on exemption application (M.A- 15147 of 2021). 3. For hearing of main case. 4. <u>For hearing of M.A- 15148 of 2021 ((Stay application).</u>

28.02.2022

Mr. Habib Ali Leghari, Advocate for the applicants.

Ms. Rameshan Oad, A.P.G alongwith ASI Muhammad Paryal of P.S Phulji.

Mr. Manzoor Ali Leghari Advocate for respondent No.3.

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Heard arguments, perused record.

At the very outset, learned A.P.G as well as counsel for respondent No.3 submit that in compliance of the impugned order dated 28.12.2021, passed by learned Additional Sessions Judge-I / Justice of Peace, Dadu, in Cr. Misc. A. No.2516 of 2021 (re: Ali Asghar V SHO P.S Phulji and others), FIR being Crime No.01 of 2022 has been registered with Police Station Phulji on 04.01.2022, under sections 302, 506/2 PPC; therefore, the impugned order has been acted upon and as a result thereof the instant application has become infructuous. In supports of their contentions, learned A.P.G submits a copy of said FIR which is taken on record.

When confronted with above, learned counsel for applicants submits that aforementioned FIR could not have been registered, therefore, it may be quashed.

The contention so raised by learned counsel for applicants carries no weight on the ground that through instant criminal miscellaneous application main prayer of the applicants is to get set aside of the impugned order, which indeed has been acted upon; therefore, the prayer which is made subsequent thereto is not tenable. Accordingly, instant application is hereby dismissed as having become infructuous alongwith listed applications. Resultantly, interim order dated 17.01.2022 is also hereby recalled.

JUDGE