

ORDER SHEET
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD**

Criminal Miscellaneous Application No.S-249 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For orders on M.A. No.4938/2022.
	2. For orders on M.A. No.4939/2022.
	3. For hearing of main case.
<u>30.05.2022</u>	

Mr. Bakhtiar A. Panhwar, Advocate for the applicant.

==

Urgency is granted.

The facts in brief necessary for disposal of instant miscellaneous application are that the applicant by making application, sought for action u/s: 193 P.P.C against the private respondent for allegedly having forged OPD Slips of Red Crescent Hospital. It was dismissed by learned Trial Court vide order dated 20.09.2021 which was impugned by the applicant by preferring a revision application, it was also dismissed by learned IVth Additional Sessions Hyderabad vide order dated 14.03.2022 by making a conclusion that the Guardianship Application has finally been dismissed by learned Trial Court. The dismissal of his revision application is impugned by the applicant before this Court by preferring the instant criminal miscellaneous application u/s: 561-A Cr.P.C.

It is contended by learned counsel for the applicant that both Courts below have erred in law by refusing to take cognizance against the private respondent for committing the offence of forgery, therefore, such wrong which could be made right by this Court.

Heard arguments and perused the record.

The parties are litigating with each other since long; the documents which are alleged by the applicant to have been forged by the private respondent have never been produced on oath or tendered in evidence, which may justify taking action against the private respondent for an offence punishable u/s: 193 P.P.C. In

these premises, the learned Courts below were right to dismiss the application of the applicant by way of impugned orders, those are not calling for any interference by this Court in exercise of its inherent jurisdiction by way of instant criminal miscellaneous application, it is dismissed in *limine* with pending application.

JUDGE

Muhammad Danish*