

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. S – 131 of 2019

Date of hearing	Order with signature of Judge
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Hearing of case

1. For orders on office objection at Flag-A
2. For hearing of main case

17.06.2019

Mr. Ahmed Raza A. Sundrani, Advocate for the petitioner.
Mr. Mujeeb-ur-Rehman Soomro, Advocate for respondent No.4.
Mr. Nazeer Ahmed Chachar, Advocate for respondent No.7.
Mr. Noor Hassan Malik, Assistant Advocate General Sindh.

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This petition has been filed seeking directions against respondent No.1 i.e. SHO, P.S Pano Aqil to register the FIR of the petitioner verbatim. At the time of filing of this petition, office has raised an objection as to the maintainability of this petition in view the judgment in the case of Younas Abbas and others v. Additional Sessions Judge Chakwal and others reported as **PLD 2016 Supreme Court 581** for availing remedy before the Ex-Officio Justice of Peace under Section 22-A Cr.PC. Such objection was deferred at the time of issuance of notices and today counsel for private respondent No.4 has raised this objection. It further appears that the Division Bench of this Court in the case of Abdul Hameed and another v. Province of Sindh through Secretary Home Department and others reported as **PLD 2019 Sindh 168** has also been pleased to hold that in these circumstances, the petitions are not maintainable and the parties are required to approach the Ex-Officio Justice of Peace first and seek their remedy for registration of FIR.

In view of such position, this petition is **dismissed** as being not maintainable, whereas, the petitioner is at liberty to seek appropriate remedy in view of the above pronouncement.

J U D G E

Abdul Basit