

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Crl. Revision Application No. 94 of 2020.

Date	Order with signature of Judge
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1. For hearing of main case.
2. For hearing of M.A. No. 4627 of 2020 (Stay A).

26th May 2021.

Mr. Khalid Mahmood, advocate for applicant.
Mr. Faheem Hussain Panhwar, DPG alongwith SIO/I.O Kashif Baig, P.S.
Yousuf Plaza.

During trial learned trial judge while exercising power under Section 190 (2) Cr.P.C. on the plea that SIP Kashif Baig has destroyed the investigation by not collecting the evidence to unveil the real culprit and issued NBW against Mst. Somaira Malik, who was not accused. It is a matter of fact that Somaira Malik was not arraigned and at the trial application under Section 193 Cr.PC was also not preferred, hence, impugned order is against the settled principles of law. Besides, trial court was not competent to issue pre-trial verdict during trial against any witness or I.O. hence, Impugned Order is set aside, trial shall proceed with the matter against the accused, who was sent up by the prosecution. Trial court shall conclude the trial preferably within three months.

J U D G E

Sajid