ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

CR. MISC. APPLICATION NO.445/2022

Date	Order with signature of Judge

1. For hearing of main case.
2. For hearing of MA No.9633/2022.

02.09.2022

Mr. Ashfaue Ahmed advocate for applicant.
Mr. Muhammad Asad Ashfaque tola advocate for respondent No.5.

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Heard learned counsel for respective parties.

2. By order dated 16.08.2022 Ex-officio Justice of Peace while hearing application under section 22-A CrPC adjudicated the issue between the parties with regard to dishonouring of a cheque and reached an a conclusion that civil litigation cannot be an excuse to refuse criminal investigation and liabilities.

3. Perusal of impugned order shows that same is in accordance with law and preliminary enquiry conducted by the SHO on same issue was unwarranted, yet first information is to be recorded. Accordingly present criminal miscellaneous application is dismissed. Needless to mention that no arrest or harassment shall be caused and enquiry officer shall be competent to investigate the matter and take coercive action after tangible evidence is collected, subject to law.

J U D G E

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