

Order Sheet
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD
C.P. No. D-3565 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on office objection
2. For hearing of main case

31.01.2023

Syed Shahzad Ali Shah advocate for the petitioner.
Mr. Rafique Ahmed Dahri Assistant A.G Sindh.

Mr. Muhammad Ismail @ Saleem Khizri advocate files power on behalf of respondents 9 and 10 which is taken on record. Comments filed by respondents 3 to 5 are also taken on record.

Through this petition, the petitioner has prayed that the official respondents be directed not to harass him and his family members ; provide protection to them ; and, conduct a proper inquiry in the matter. Perusal of the petition shows that the petitioner has not availed the remedy provided to him under the law for redressal of the grievance alleged herein. Therefore, the petition, on the face of it, is not maintainable and has been filed against the law laid down by a Division Bench of this Court in Abdul Hameed & another V/S Province of Sindh through Secretary Home Department & 8 others (PLD 2019 Sindh 168) whereby such petitions filed before this Court without exhausting the remedy provided under the law were dismissed as being not maintainable and the office was directed not to entertain such petitions in future.

In the above circumstances, the petition, which is a clear and blatant abuse of the process of this Court, is **dismissed** with costs of **Rs.10,000.00** (Rupees ten thousand only) to be deposited by the petitioner / his counsel in the account of the dispensary of this Court without fail **within thirty (30) days** failing which the matter shall be placed before the Court for further orders. Counsel for petitioner is warned not to repeat such mistake in future otherwise appropriate action shall be taken against him for abusing the process of this Court.

Office is directed to submit a written explanation within seven (07) days as to why this petition was entertained in disregard and violation of the above mentioned order of this Court.