

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Crl. Misc. Application No. 125 of 2023

DATE

ORDER WITH SIGNATURE OF JUDGES

1. For orders on MA No.2201/2023
2. For orders on MA No.2202/2023
3. For hearing of main case.
4. For orders on MA No.2203/2023

22-02-2023

Mr. Shakeel Ahmed, Advocate for applicant.

Mr. Muntazir Mehdi, Addl.P.G.

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Omar Sial, J: This application has been filed impugning an order dated 20.02.2023 passed by the learned 6th Additional Sessions Judge, Karachi East in terms of which an application under section 22-A Cr.P.C. filed by respondent no. 1 Ms. Mehwish was allowed. The concerned SHO was directed to register an F.I.R. if a cognizable offence had been committed.

2. Learned counsel has been unable to satisfy me as to how the respondent no. 1 can be stopped from going to a police station to report a grievance which she might have. The learned counsel's anxiety however is that a compulsory registration of an F.I.R. has been ordered. A review of the impugned order shows that no such mandatory directions have been given. At this juncture the learned counsel prays that he will not press this application if it is clarified that the impugned order does not mean that an F.I.R. must mandatorily be registered. While no clarification is required as the impugned order is itself clear, yet, it is ordered that respondent no. 1 may approach the competent police station and it will then be up to the police to determine whether the information being provided to the police by the respondent no. 1 is correct, that she has some cogent evidence to support her allegations and whether the information she provides reveals the commission of a cognizable or non-cognizable offence.

3. The learned counsel being satisfied does not press the application, which is disposed of in the above terms.

JUDGE