

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Crl. Misc. Appln. No. S - 639 of 2023

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Date	Order with signature of Judge
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- 1.For orders on o/obj. at flag.A.
- 2.For Hearing of main case.

**23-10-2023.**

Mr.Muhammad Junaid Akram Advocate for applicant.

**ORDER.**

**YOUSUF ALI SAYEED, J:-** Vide this Application under Section 561-A, Cr.PC, the Applicant has impugned the Order made by the learned Additional Sessions Judge-IV;(Hudood), Sukkur on 31.8.2023, dismissing Crl. Misc. Application No. 2982 of 2023 filed by the Applicant under Section 22-A (6) (i), Cr.P.C.

2. Succinctly stated, through that proceeding, the Applicant had sought that a FIR be registered against the private Respondents No. 4 to 8, who were arrayed therein as the proposed accused and were said to have manhandled the husband of the Applicant on 06.02.2023, which was attributed by her as being the cause of his death 2 to 3 months later, without any specific date of demise being specified.
3. That Application was dismissed, with it *inter alia* being observed by the learned Additional Sessions Judge-IV; (Hudood), Sukkur that;

“Admittedly, prior this, complainant/proposed accused Gulbahar and applicant Mst.Shahnaz filed Cr.Misc.Applications for registration of FIRs against each other which were disposed off vide common order dated 24.8.2023 by the learned Additional Sessions Judge-1, Sukkur and application of Gulbahar was allowed and present applicant Mst.Shahnaz was directed to appear and to produce record before the I.O in the Cr.Misc.Application filed by Gulbahar but applicant remained mum and she again filed instant Cr.Misc.Application by agitating new ground of murder of her husband, after lapse of seven months under ulterior motive, so, therefore, applicant in order to take revenge wants to get register another FIR against proposed accused and learned counsel for the applicant has failed to prove incident of any cognizable offence.”

4. Today, as per the direction given on the preceding date, copies of the Memo of that earlier application, bearing Crl. Misc. Application No.2658/2023, and the Order made thereon have been filed under cover of a statement. A perusal of that Application reflects that it was filed on 07.08.2023, being well after the alleged incident that the Applicant has put forward as the basis for Crl. Misc. Application No. 2982 of 2023, but that the same was completely silent on that score, as noted in the excerpt from the impugned Order reproduced herein above.
5. As such, the impugned Order appears to be proper and no case for interference stands made out. The Application is accordingly dismissed *in limine*.

JUDGE

Akber.