

**ORDER SHEET**  
 IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR  
 Crl. Misc. Application No.S-660 of 2023  
 (Zulifuqar Ali Jhatyal Vs. SHO SSP Ghotki & others)

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1. For Orders on office objection.
2. For Orders on MA No. 5587/2023(Ex.A).
3. For hearing of main case.

**01-11-2023.**

Mr. Ishfaque Ahmed Siyal, advocate for the applicant.

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1. Over ruled.
2. Granted subject to all just legal exceptions.
3. The facts in brief necessary for disposal of instant Crl. Misc. Application are that the applicant being accused in FIR Crime No. 38/2023, u/s 452, 324, 114, 147, 148, 149 PPC of PS A-Section Ghotki with an specific role of causing fire shot injury to PW Shahid Ali at his abdomen with intention to commit his murder, moved an application with Judicial Magistrate Ghotki for further investigation of the case, it was dismissed by learned Ist Judicial Magistrate Ghotki vide order dated 13-05-2023, such dismissal of his application was impugned by the applicant by preferring a Criminal Revision Application, it too was dismissed by learned IIIrd Additional Sessions Judge, Ghotki vide order dated 12-06-2023, which is impugned by the applicant before this Court by preferring the instant Crl. Misc. Application u/s 561-A Cr.P.C.

It is contended by learned counsel for the applicant that on the basis of dishonest investigation, the applicant has been sent up for trial; therefore, further investigation of the case was necessary in order to meet with the ends of justice. By contending so, he sought for setting aside of impugned order.

Heard arguments and perused the record.

After cognizance of the case by the Court having jurisdiction, its further investigation that too at the instance of the accused with specific role in commission of incident would be unjustified. If the applicant is having a feeling that he being innocent has been involved in this case falsely by the complainant party, then he could prove his innocence before learned trial Court by joining the trial without asking for further investigation.

In view of above, instant Crl. Misc. Application fails and is dismissed in limine.

**JUDGE**

Nasin/P.A.

