

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

CrI. Misc. Application No. S-610 of 2022  
(Usman Bin Saeed and another Vs. The State & others.

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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- 1. For Orders on office objection.
- 2. For hearing of main case.
- 3. For hearing of MA No. 5273/222( Stay)

08-12-2023.

Mr. Rukhsar Ahmed Junejo, advocate for applicant.  
Mr. Shafi Muhammad Mahar, DPG for the State.

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The applicants by way of instant CrI. Misc. Application have impugned order dated 16-11-2022 whereby learned Vth Additional Sessions Judge/Ex-Officio Justice of Peace, Sukkur, has directed the police to record the statement of private respondent for purpose of FIR.

The allegation against the applicants is that they obtained money from the private respondent and others to provide certain facilities to them during course of Umrah at Saudi Arabia, such facilities they failed to provide. If for the sake of arguments, it is believed to be so, even then it constitutes an offence of cheating/fraud, which could be proved adequately by the private respondent by filing a direct complaint without involvement of the police. In these premises, the impugned order could not be sustained, which is not supported even by learned DPG for the State. It is set aside.

Instant CrI. Misc. Application is disposed of accordingly together with listed application.

Judge