

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Crl. Misc. Application No. S-908 of 2023
(Mureed Hussain Khaskheli Vs. The State & others)

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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- 1. For Orders on office objection.
- 2. For Orders on CMA No. 7551/2023 (Ex./ A)
- 3. For hearing of main case.

22-01-2024.

Mr. Mujahid Hussain Phulpoto, advocate for applicant.

- 1. Over ruled.
- 2. Granted subject to all just legal exceptions.
- 3. It is alleged by the applicant that the proposed accused has issued the cheques in his favour dishonestly, those were bounced by the Bank when were presented there for encashment. By making such allegation, he sought for direction against the police to record his FIR against the proposed accused by way of filing an application u/s 22 A/B Cr.P.C, it was dismissed by learned Sessions Judge/Ex-Officio Justice of Peace, Khairpur vide order dated 29-11-2023, which is impugned by the applicant before this Court by way of instant Crl. Misc. Application u/s 561-A Cr.P.C. There is dispute between the parties over sale and purchase of motorcycles. If for the sake of arguments, it is believed that the incident as alleged by the applicant has actually has taken place and for that his FIR has not being recorded by the police, then he has alternate and adequate remedy to exhaust by having a recourse u/s 200 Cr.P.C. No illegality is noticed even otherwise in the impugned order, which may justify this Court to make interference with the same by way of instant Crl. Misc. Application, it is dismissed accordingly.

J U D G E