

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Criminal Misc. Application No.53 of 2023

DATE: ORDER WITH SIGNATURE OF THE JUDGE

1. For hearing of main case
2. For hearing of M.A. No.940/2023

29.05.2024

Mr. Sanaullah Soomro, Advocate for the Applicant
Mr. Muhammad Ashraf Samoo, Advocate for the Private
Respondent
Mr. Mumtaz Ali Shah, APG

The applicant by way of the instant CrI. Misc. Application under Section 561-A Cr.PC has sought quashment of FIR Crime No.130/2022 with PS Gharo. On asking, learned counsel for the applicant was fair enough to say that a report under Section 173 Cr.PC in the subject FIR has been furnished by the police and cognizance of the offence whereupon has already been taken by the Magistrate having jurisdiction. After cognizance, no FIR could legally be quashed as has been held by the Apex Court in the case of *Director General Anti-Corruption Establishment Lahore and others vs. Muhammad Akram Khan and others (PLD 2013 SC 401)*. Consequently, the instant CrI. Miscellaneous Application being misconceived is dismissed accordingly.

JUDGE