

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD.
Cr.Misc.A.No.S-403 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-6919/2024
2. For orders on office objection
3. For orders on MA.6920/2024
4. For hearing of main case.

30-07-2024

Agha Ghulam Abbas, Advocate for applicant.

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1. Granted.

2,3&4, This Criminal Miscellaneous Application impugns order dated 05.04.2024 rendered by the learned Judicial Magistrate-VIII at Hyderabad available at page 15 of the Court file. The order reads as follows;-

“1. Investigation Officer/In-charge CP Naseem Nagar of PS Qasiambad submitted report in above captioned case, and recommended the case for approval under C-Class and the learned DDPP for the State recommended for the same.

2. Complainant namely Riaz Ahmed S/o Muhammad Yousuf Soomro got register the FIR against unknown accused persons in respect of abduction of his wife and children.

3. After registration of FIR, investigation was entrusted to I.O/SIP Ghulam Abbas of CP Naseem Nagar and then investigation was conducted by In-charge CP Naseem Nagar. During investigation, I.O visited the place of incident and recorded the statements of witnesses. During investigation, the children were recovered and they are in custody of complainant. However, Mst. Shumaila wife of Riaz Ahmed appeared before Judicial Magistrate-Section 30, Model Town Lahore and the statement of Mst. Shumaila was recorded under section 164 Cr.P.C and the copy of such statement is available in police file and on the basis of such statement, I.O recommended the case for approval under C-Class.

4. In view of above facts and circumstances, I am of humble opinion that this is a fit case to be approval under ‘C’ Class, therefore, instant final report is hereby approved under ‘C’ Class as recommended by I.O as well as learned A.D.P.P for State.

Learned counsel remained unable to identify any infirmity in the impugned order and also could not articulate as to why the findings could not be vested upon the rationale relied upon. In view of the foregoing, the present Criminal Miscellaneous Application is found to be devoid of merit, hence, dismissed in *limine*.

Judge

