

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH**  
**CIRCUIT COURT MIRPURKHAS**

Criminal Miscellaneous Application No.S-454 of 2024  
(Abdul Aziz Vs. SSP Mirpurkhas & others)

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**DATE      ORDER WITH SIGNATURE OF JUDGE**

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Date of hearing and Order 15.08.2024

Mr. Muzaffar Ali Laghari advocate for applicant a/w applicant.  
Mr. Mehfooz Ali Laghari advocate for respondents No.3 to 6  
Mr. Dhani Bakhsh Mari Assistant P.G. Sindh.

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**ORDER**

Adnan-ul-Karim Memon, J. Through this Criminal Miscellaneous Application, the applicant Abdul Aziz has impugned the order dated 05-07-2024 passed by the learned Additional Sessions Judge-II/Ex-Officio Justice of Peace, Mirpurkhas, whereby his Criminal Miscellaneous Application No.942/2024 for registration of FIR was dismissed.

2. Counsel for the applicant contended that Ex-Officio Justice of Peace did not appreciate that cognizable offense was made out as the injuries sustained by the deceased fell within the ambit of Shajjah-i-Munaqqila, but the learned Justice of Peace did not allow the application for lodgment of FIR.

3. Mr. Mehfooz Ali Laghari advocate refuted the allegations and submitted that no offense had taken place. Learned counsel further submitted that the Medical Certificate is bogus one which has been challenged by the respondents, hence no cognizable offense is made out.

4. Looking to the above position of the case, let the matter be taken care of by DIG Police Mirpurkhas who shall hear the parties and if he finds that a cognizable offence is made out he may direct the concerned SHO for recording 154 Cr.PC statement of the applicant. In case, he finds something fishy on the part of applicant, he may order the concerned SHO

to initiate proceedings under section 182 PPC. The aforesaid exercise shall be undertaken within a week.

5. The instant Crl. Misc. Application is disposed of in above terms.

**JUDGE**

*\*Ali Sher\**