

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI

Cr. Misc. Appln No.88 of 2020.

Date: Order with signature(s) of the Judge(s)

For Hearing of Main Case.

08th April, 2021.

Mr. Abdul Haleem Bughio advocate for the applicant.
Mr. Siraj Ali Khan Chandio, Addl.P.G. a/w Inspector Jehanzeb of PS
SITE-B.

Heard and perused. Relevant para of impugned order are that:

***“Furthermore, soon after lodging of FIR No.184/2019 by the complainant/accused Mst. Farzana, another FIR No.189/2019 was lodged by the complainant namely Muhammad Riaz S/o. Buland Khan, for the offence u/s 147, 148, 149, 506-B, 504 PPC, at PS Baldia Town Karachi against the accused Mst. Farzana & Others. Wherein it is alleged that on 09.09.2019 at 2245 hours, the above named accused persons each namely Mst. Farzana W/o. Shahnawaz, Umer S/o. Saeed, Tauseef S/o. Saeed and Shabana D/o. Haji Shaffa entered in his house, used abusive language and beaten him with lathies. Which is also pending before this court for trial. It is pertinent to mention here that incident of FIR No.189/2019 took place just before one and half hours of incident of instant FIR No.202/2019. The complainant of this FIR is one of the witness in FIR No.189/2019 and her statement u/s 161 Cr.PC was recorded by the I.O, in which Mst. Reema w/o Tanveer (the complainant of this FIR) and complainant of FIR No.189/2019 Muhammad Riaz (one of the witness in this case) as well as his witnesses has/have not mentioned in their statements u/s 161 Cr.PC that alleged incident of instant FIR No.202/2019 has taken place ever. It is not far away to mention here that the complainant Mst. Farzana wd/o Shahnawaz were also residing in the same house and the said house consist of two portions without wall. Moreover, the instant FIR has been lodged by the complainant against the present accused person in counter of FIR No.184/2019 and illegal dispossession complainant lodged by the accused Mst. Farzana against the accused person (including complainant of this FIR). The above discussions/facts shows that case lodged by the party with each other is outcome of property dispute, which property*”**

belongs to the deceased father of complainant/husband of the accused Mst. Farazana, where from she was allegedly dispossessed'.

Perusal of the above reflects that impugned order is in accordance with law. Accordingly, instant Cr. Misc. Application is dismissed.

M.Zeeshan

JUDGE