

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI

Cr. Misc. Appln No.716 of 2021.

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

Direction.

For Orders as to maintainability of Cr. Misc. Appln. [as per order dated 24.11.2021]

03rd March, 2022.

Mr. Muhammad Rehan Qureshi advocate for the applicant.
Mr. Imam Ali S.S. Brohi advocate for respondent No.2 & 3 a/w
respondent No.2 & 3.
Ms. Seema Zaidi, DPG.

Heard and perused record.

Being relevant operative part of impugned order dated 06.11.2021
is produced as under:

“On the other hand learned counsel for proposed accused argued that nobody has kidnapped the father of petitioner. The learned counsel produced the father of petitioner, who stated in open court. In presence of petitioner and other family members that he has not been kidnapped but petitioner who is his son as well as other sons have illegally encroached upon his house and ousted him and his second wife, therefore he has filed counter petition which is also pending before this court.

I have heard the learned counsel for applicant, learned counsel for proposed accused and perused the record.

In view of the statement of alleged kidnaped, the instant petition is not maintainable and accordingly, dismissed’.

Sadiq and Asad Zaman [respondent No.1 & 2] sons of applicant are present and they are willing to accommodate their father [applicant] and mother in the same premises where they were resided, however, applicant is not ready to join them. Accordingly, this is not the case of registration of FIR, hence, trial court has rightly dismissed application.

In view of above, instant Cr. Misc. Application is dismissed.

JUDGE