

67

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
C.P. No.D-1055 of 2015.

DATE  
OF HEARING

ORDER WITH SIGNATURE OF HON'BLE JUDGE

1. For orders on office objection 'A'.
2. For Hearing of main case.

13.12.2017.

Mr. Muhammad Afzal Jagirani, advocate for the petitioner.

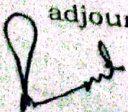
Mr. Shafi Muhammad Chandio, Addl. A. G.

-----

On 21.09.2015, this petition was filed by the petitioner for the production of his brother, namely, Suhail Raza Bhatti, who was allegedly taken into custody on 17.09.2015 by the respondents No.1, 2 and 4 i.e. SHOs A-Section and B-Section of Shahdadt and I/C Rangers Head Quarter Shahdadt respectively on the instructions of respondent No.8 i.e. Principal Govt. Boys Degree College, Shahdadt.

Thereafter, on 28.09.2015, DIGP Larkana was directed by this Court to constitute JIT. Accordingly, JIT was constituted, wherein it was surfaced that the alleged missing brother of the petitioner is proclaimed offender in number of crimes relating to the year 2007, whereas in the petition it has been alleged that the alleged detainee is missing since 17.09.2015.

The fact of declaring the said brother of the petitioner as proclaimed offender in number of cases has not been disclosed by the petitioner in his petition. However, the petitioner was directed to place on record the relevant documents regarding obtaining bail in the crimes registered against his missing brother, the alleged detainee as well as acquittal in those cases, if any. Thereafter, the matter was heard on as many as three dates of hearing. The compliance of said order was not made by the petitioner, so much so, on 15.11.2017, the matter was adjourned with caution that in case by the next date, the compliance of




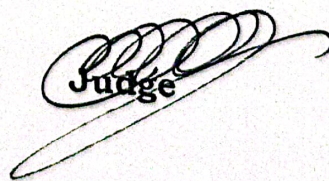


order dated 10.08.2017 is not made, this petition shall be dismissed for non prosecution.

Today the counsel for the petitioner states that the petitioner is not in possession of documents as stated above. The fact that the alleged missing brother of the petitioner has been declared as proclaimed offender in number of crimes has not been disclosed in this petition which shows that this petition has been filed by the petitioner falsely with ulterior motives by suppressing real facts from the Court.

Accordingly, this petition is dismissed with cost of Rs.20,000/-, which shall be deposited by the petitioner through his counsel in the account of High Court Bar Association Library, Larkana within a period of two weeks hereof under intimation to this Court through Additional Registrar. In case, said amount is not deposited within stipulated period, office is directed to fix this matter before the Court for appropriate orders.

  
Judge

  
Judge

M.Y.Panhwar/\*\*

1. For Direction

---

Petitioner Counsel not complied order dt 13.12.17