

IN THE HIGH COURT OF SINDH AT KARACHI

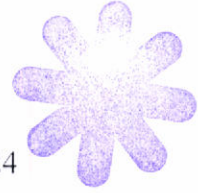
Const. Petition No. D-4830 of 2024

DATE

ORDER WITH SIGNATURE OF JUDGES

For hearing (priority):

1. For orders on office objection.
2. For hearing of CMA No. 21399/2024
3. For hearing of main case.



11th March, 2025.

Mr. Shaikh Javed Mir, Advocate for the petitioner.

Mr. Abrar Ali Khichi, Addl: P.G.

Mr. Saghir Ahmed Abbasi, Addl: A.G.

Mr. Hakim Ali Shaikh, Addl: A.G.

Mr. Raza Mian, DSP, Legal-II.

Mr. Sardar Khan, DSP Shadman

SIP Rehmatullah P.S. CLC.

Learned counsel for the petitioner, in compliance of order dated 28.02.2025 submits an amended title of the petition, which is taken on record.

Mr. Shamshad Ali Qureshi, Advocate files his vakalatnama on behalf of Respondent No. 5 and claims copy of memo of petition and its annexures. Learned counsel for the petitioner undertakes to supply him the requisite copies during course of the day.

Adjourned to 15.04.2025.

JUDGE

JUDGE

Zahidbaig

Priority

- 1- For order on office objection
- 2- For Hg on CMA no 21399/24
- 3- For Hg of main case

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-4830 of 2024

Date _____ Order with Signature(s) of Judge(s) _____

Priority:

1. for order on office objection.
2. For hearing of CMA No.21399/2024.
3. For hearing of main case.

15.04.2025

M/s. Shaikh Javed Mir & Agha Atta Muhammad Khan,
Advocates for Petitioner.
Mr. Shamshad Ali Qureshi, Advocate for respondent No.5.
M/s. Hakim Ali Shaikh Addl. Advocate General & Shariq
Mubasshir, Assistant Advocate General.
Mr. Ali Haider Saleem, APG.
Mr. Raza Mian, DSP Legal-II & Sardar Khan DSP Shadman.


Learned counsel for the respondents No.3&5 files objections, which are taken on record. Learned AAG submits copy of application for change of investigation dated 03.09.2024, which is also taken on record.

At the very outset learned counsel for the petitioner does not press the prayer clause (i) & (ii). While referring prayer clause (iii), he contends that the earlier a final report under Section 173 Cr.P.C. was submitted by the then I.O. of the case on 30.08.2024 for disposal of the case under C-Class of Police Rules; however, on the application of complainant the Judicial Magistrate concerned passed the order for reinvestigation of the case by a senior police officer and thereafter the reinvestigation was made by DSP Sardar Khan, who also vide report under Section 173 Cr.P.C. dated 18.12.2024 recommended for the disposal of the case under C-Class and such report is still pending before the Court of IXth Judicial Magistrate Karachi Central, wherein arguments of learned counsel for the parties have been made yet no order has been

passed. He further states that he would be satisfied and will not press prayer clause (iii) in case directions are issued to said Judicial Magistrate to pass the order in accordance with law on aforementioned second final report dated 18.12.2024.

We under the circumstances of the case deem it appropriate to pass the directions to learned XIth Judicial Magistrate Karachi Central to pass an order in accordance with law on aforementioned second report of the I.O. within 15 days hereof.

Instant petition stands disposed of alongwith pending application.


JUDGE

JUDGE

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order Formulas
17/12/23

