

ORDER SHEET  
**IN THE HIGH COURT OF SINDH,**  
CIRCUIT COURT, HYDERABAD

C.P No.S- 781 of 2019

<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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1. For orders on M.A 2087/19 (urgent application)
2. For orders on office objection
3. For orders on M.A 2088/19 (exemption application)
4. For hearing of main case

20.09.2019.

Mr. Fakhur Din Dahraj, Advocate for petitioners along with  
petitioner No.1.

-:-:-

1&3. Granted.

2&4. Petitioners are alleging harassment against police officials of District Mirpurkhas at the instance of private respondents.

A perusal of the petition reflects that the petitioners claim to be owner of a plot in Khan Shah Colony Tando Jan Muhammad Taluka Digri, District Mirpurkhas from where private respondents are alleged to have taken bags of cement and other construction material against which petitioners tried to lodge an F.I.R. against them but on the contrary police harassed them. Eventually, they moved an application to the I.G Police Sindh, Karachi, but meanwhile the said respondents have lodged an F.I.R. against petitioners No.2 and 3 for committing trespass over the said plot. The nature of dispute between the parties is over a plot and is of civil nature. The petitioners are alleging theft of certain construction material from the plot, whereas, respondents are alleging trespass against them. In such facts and circumstances, petitioners are advised to approach the relevant forum for redressal of their grievance as disputed facts cannot be sorted under the constitutional jurisdiction under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973. No element of harassment by the police officials at the instance of private respondents is born out of the record. I, therefore, do not find any merit in this petition filed only against the alleged harassment and dismiss it in limine. However, the petitioners would be at liberty to approach the Sessions Judge, Mirpurkhas or any other forum for voicing their grievance as agitated by them in this petition.

JUDGE

