

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

C.P.No.D- 1705 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on MA 8300/2024.
- 2. For hearing of main case.

Date of hearing: 14.05.2025.
Date of Order: 14.05.2025.

Petitioner present in person.

Mr. Muhammad Ismail Bhutto, Additional A.G, Sindh alongwith
Inspector Amir Hussain on behalf of SSP Jamhoro, SIP Sikandar Ali
SHO PS Jhangra and SIP Zahid Hussain SHO PS Site Kotri.
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Dr. Syed Fiaz ul Hassan Shah, J:- Through this petition, the petitioner has
prayed as under:-

- “a) To direct the respondent No.2 to appoint the officer for lawful enquiry in this matter against the respondent No.8 & 9, their brothers and facilitators who took the law in their hands and strict legal action may be taken against them under the law and also hold the departmental enquiry against the police officials respondent No.4, 5, 6, 8 & 9.***
- b) To direct the respondent No.10 to take lawful action against the local Wadero for causing loss of life and property to take the lawful action and also provide protection of fundamental rights of petitioner.***
- c) Any appropriate Order be solicited which this Hon’ble Court deem fit and proper in the circumstances.”***

It is the case of the petitioner that one local Wadera belongs to PP Union Council Jhangara is exerting influence upon the petitioner to withdraw the pending cases in respect of some agricultural land belonging to the family of the petitioner. It appears that the petitioner and his brother against such harassment, has filed Criminal Miscellaneous Application No.426/2022 before the Sessions Judge, Sehwan which was allowed vide order dated 24.05.2022 and an FIR has already been registered.

On the other hand, the report submitted by the SSP Jamshoro and the SHO PS Jhangara being the respondents No.3 and 7 reveals that brother of the petitioner namely Qurban Ali Babbar has registered an FIR No.05/2024 u/s 147, 148, 149, 504, 337Ai, 337Aii, 337Fi PPC against the private respondents and according to the said report, challan u/s 173 Cr.P.C has been filed before the competent Court having territorial jurisdiction in the matter.

In view of the above, the petition is not maintainable and the prayer clauses are misconceived. The petitioner is already involved in civil litigation in respect of some agricultural land for which the respondents No.3 and 7 have categorically undertaken that whatever the order will be passed by the Civil Court, they will act strictly on it and shall treat petitioner in accordance with law. Therefore, this petition has served its purpose and consequently it is dismissed alongwith pending application. The petitioner will be at liberty to approach the concerned police or revenue authorities for redressal of his grievance, if any, and the concerned authorities shall take action thereof in accordance with law.

JUDGE

JUDGE

Tufail