

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
2nd C.P.No.D-115 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections at flag "A".
2. For hearing of main case.

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29.04.2025

Mr. Wajid Ali Gaad, Advocate for the Petitioner a/w Petitioner.

Mr. Liaquat Ali Shar, Additional Advocate General, Sindh assisted by Mr. Aftab Ahmed Bhutto, Assistant Advocate General, Sindh.

Mr. Ali Anwar Kandhro, Additional Prosecutor General, Sindh a/w Inspector Ghulam Mustafa Sandano, DSP City, Larkana, ASI Bilawal Hussain, I/C SHO P.S. Civil Lines, SIP Ali Dost on behalf of SSP, Larkana, SIP Mushtaq Ali Gopang, S.H.O. P.S. Hyderi and S.I.P Mehran Ali Jatoi, I/C SHO P.S. Market.

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Through this petition, the petitioner seeks following relief(s):

- a. That this Honourable Court may be pleased to direct private respondents not to cause any sort of harassment to petitioner and his family members without due course of law and remove the name of petitioner from the list of Gutka Mawa issued by special branch of SSP Office, Larkana and act in accordance with law.
- b. That this Honourable Court may be pleased to direct the official respondents to provide lawful protection to the petitioner and his family members from the highhandedness of the private respondents in accordance with law.

Learned Additional Advocate General, Sindh as well as Additional Prosecutor General, Sindh have filed respective statements of the official respondents, taken on record.

Learned counsel for the petitioner submits that petitioner was challaned in Crime No.171/2024, under section 8 of Sindh Prohibition of Preparation, Manufacturing, Storage, Sale and Use of Gutka and Manpuri Act, 2019, registered at Police Station

Market; therefore, on the basis of said F.I.R., his name was included in the list of Manpuri Sellers by the Inspector General of Police, Sindh, Karachi. He further submits that the petitioner has been acquitted from charge of such F.I.R.; hence official respondents/IGP, Sindh, Karachi may be directed to remove name of the petitioner from said list.

Learned Additional Advocate General, Sindh as well as Additional Prosecutor General, Sindh opposed the proposal on the ground that though the petitioner has been acquitted of the charge, yet he himself runs the business of Manpuri and unless he may make an undertaking or surrender said business, his name cannot be scored off from the list being maintained by the IGP, Sindh. Counsel for the petitioner when confronted with the above proposal submits that an enquiry may be directed to be conducted and in case the petitioner is found involved in the said business, his name shall not be excluded and in case he has no business as alleged, then the list may be modified and his name may be scored off from the list of involved persons.

Accordingly, S.S.P. Larkana is directed to conduct an enquiry either by himself or through any reputable officer not below the rank of D.S.P. and after collecting real facts, submit such report to this Court through Additional Registrar within a period of three months' time. Let copy of this order be sent through fax today to S.S.P. Larkana for compliance. Copy be also provided to the offices of Additional Advocate General, Sindh as well as Additional Prosecutor General, Sindh for correspondence and compliance. Learned Additional Registrar is directed to ensure compliance.

Petition stands disposed of in the above terms.

Judge

Judge