

**ORDERSHEET**  
**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**  
Criminal Misc. Application No. S- 331 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
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For hearing of main case

**02.07.2021.**

Mr. Muhammad Junaid Akram, Advocate for applicant.  
Mr. Shafi Muhammad Mahar D.P.G.

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The applicant has filed the instant criminal Misc. Application against the impugned order dated 30.04.2021 passed by learned Additional Sessions Judge-V/Ex-Officio Justice of Peace, Sukkur whereby his application under Section 22-A(6)(i) & 22-B Cr.P.C for registration of FIR was dismissed.

Learned counsel for the applicant reiterated the facts mentioned in the memo of application under section 22-A B Cr.P.C filed before lower forum and further contends that applicant is Mutawali of Dargah Pir Fateh Shah and used to look after the work of graveyard since long time. He further contends that respondents by using coercive measures are trying to take possession of the area of their possession.

On the other hand Mr. Niaz Ahmed Shaikh Advocate who filed power on behalf of private respondent No.10 Muharram argued at length and denied the happening any incident for which applicant wants to lodge a case against the private respondents.

Learned DPG also vehemently opposed the instant application and contends that there is no wrong in the impugned order which is proper and is within four corners of law.

I have heard the arguments and have gone through the material available on record. It seems that there is dispute between both parties over a piece of plot situated near graveyard which is apparent in the impugned order. The applicant wants to lodge a case against the private respondents just to satisfy his ego hence I do not find any merit in the instant criminal Misc. Application which is accordingly dismissed.

JUDGE

Irfan/PA