ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Constitutional Petition No. D-5978 of 2026
(Tanveer & another versus Province of Sindh & others)

Date	Order with signature of Judge

Before:
Mr. Justice Adnan-ul-Karim Memon
Mr. Justice Muhammad Jaffer Raza

Date of hearing and order: 30.9.2026

Mr. Muhammad Naeem, Advocate for the petitioners
Mr. Abdul Jalil Zubedi, Additional AG
Mr. Naseer Nehal Hashmi, Advocate for respondent No.7
SI Muhammad Dilawar, PS Shahrah-e-Faisal, Karachi
PI Shahid Mustafa

ORDER

Adnan-ul-Karim Memon, J The petitioners have filed this Constitutional Petition under Article 199 of the Constitution, seeking protection of their life and liberty, setting aside the orders dated 17.07.2026 and 08.09.2026 regarding transfer of investigation, and entrustment of investigation in FIR Nos.659/2026, 664/2026 and 681/2026 to an independent and impartial officer.

2. Petitioner No.1 claims to be the complainant/witness in the FIR No.664/2026 registered for offence under Section 395/365/427 PPC at P.S. SITE Super Highway and FIR No.681/2026 under Section 324/34 PPC registered at P.S. Surjani District West whereas, Petitioner No.2 is the complainant in FIR No.659/2026 registered for offence under Section 324/427/34 PPC at P.S. SITE Super Highway and alleges that after recording his statement under section 161 Cr.P.C. in FIR No.659/2026, he was abducted and assaulted, resulting in registration of FIR No.664/2026. He further relies upon his protective bail order dated 03.08.2026 and medical certificate issued by JPMC, alleging that the injuries were not properly incorporated in the investigation. The investigation of FIR Nos.659/2026 and 664/2026 was subsequently transferred vide order dated 08.09.2026, while investigation of FIR No.681/2026 had earlier been transferred vide order dated 17.07.2026.

3. The learned counsel for the petitioners allege that Respondent No.7, an accused in the relevant FIRs, has influence within the police department and has managed the transfer of investigations to his preferred officers, creating apprehension of biased investigation and further false FIRs. He states that applications dated 11.09.2026 submitted to the IGP Sindh, DIG East and SSP Malir seeking protection and transfer of investigation to an independent officer

remained unattended, compelling them to invoke the constitutional jurisdiction of this Court

4. The Investigating Officer submits that FIR No.681/2026 under Sections 324/34 PPC has culminated in a B-class report, which is pending before the learned Magistrate, and FIR Nos.664/2026 under Sections 395/365/427 PPC and 659/2026 under Sections 324/427/34 PPC are still under investigation. He assures that the investigations in the pending FIRs shall be conducted fairly and impartially and that reports shall be submitted before the competent Court for appropriate orders.

5. We have heard the learned counsel for the parties and perused the record with their assistance.

6. In view of the foregoing, the learned Magistrate concerned shall examine the B-class summary submitted in FIR No.681/2026 along with the entire case record and relevant material and, after due consideration of the allegations, investigation papers and other material available on record, pass a reasoned and speaking order thereon strictly in accordance with law.

7. As regards FIR Nos.659/2026 and 664/2026, which are still under investigation, the DIGP concerned shall ensure that the investigation is conducted fairly, impartially and strictly in accordance with law, without being influenced by any extraneous consideration, and upon its conclusion, the final reports shall be submitted before the competent Magistrate for appropriate orders in accordance with law.

8. Needless to say that all allegations raised by the parties shall be examined by the Investigating Officer based on the available material and evidence. However, no harassment shall be caused to the complainants.

9. In view of the above, the purpose of filing this petition has been served, which is accordingly disposed of alongwith pending application(s). If the parties are aggrieved against the decision of the competent authority/ Magistrate, they may avail the remedy as per law.

JUDGE

JUDGE

Zahid/*