

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

Cr. Misc. Appln: No.S-456 of 2014.

DATE	ORDER WITH SIGNATURE OF JUDGE
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For katcha peshi.

22.09.2014.

Mr. Mazhar Ali Leghari, Advocate for the applicant.

Mr. Mushtaque Ahmed Abbasi, DDPP.

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Learned counsel for the applicant has impugned an order for dismissal of his application under section 22-A, Cr.P.C. by the IInd. Additional District and Sessions Judge, Shaheed Benazirabad and he insist that statement of the applicant may be recorded. The trial Court comes to the conclusion that no case is made out for registration of a case against the proposed accused persons. Learned DDPP has rightly pointed out that the story mentioned in the application is of one man without identification and supporting any evidence of P.Ws. In the circumstances, the order of the trial Court is perfect and in accordance with law. However, if the applicant feels aggrieved that the prosecution has not taken place complaint, he may file direct complaint under section 200, Cr.P.C. In presence of remedy available, it is not necessary for the Court to direct every applicant to make statement before the SHO and lodge an F.I.R.

With this observation, the Cr. Misc. Application No.S-456/2014 is dismissed.

JUDGE.