

8

IN THE COURT OF SHAUKAT AHMAD KHAN
SESSIONS JUDGE/JUSTICE OF PEACE, ORAKZAI
(AT BABER MELA)

22-A CASE NO. : 3/4 OF 2022
DATE OF INSTITUTION : 06.04.2022
DATE OF DECISION : 25.04.2022

1. KHAN ZAMAN S/O GHULAM RASOOL, R/O CASTE MISHTI, TAPA DARWI KHEL, CHAPAR NARI KUNDA, TEHSIL CENTRAL, DISTRICT ORAKZAI
2. REHMAN SHAH S/O GHULAM HASSAN, R/O CASTE MISHTI, TAPA HAIDER KHEL, CHAPAR, TEHSIL CENTRAL, DISTRICT ORAKZAI
3. MIR BADSHAH S/O MIR HASSAN SHAH, R/O CASTE MISHTI, TAPA MAMZAI, UTMELA, TEHSIL CENTRAL, DISTRICT ORAKZAI

..... (PETITIONERS)

-VERSUS-

1. STATE THROUGH SHO POLICE STATION KUREZ BOYA DISTRICT ORAKZAI
2. MUHAMMAD SHAHEEN S/O KHANA GUL, CASTE MISHTI, R/O CHAPPAR MISHTI, TEHSIL CENTRAL, DISTRICT ORAKZAI

..... (RESPONDENTS)

Present: Hassan Ahmad Khan Advocate for petitioners.
: Zahoor Ur Rehman Advocate for respondent no. 2.

U/S: 22-A Cr.P.C.

JUDGMENT

25.04.2022

Petitioners named above seek registration of FIR against respondent no. 2 for the allegations that respondent no. 2 has prepared forged documents for lease of coal mines and that the statements of the petitioners and the contract has neither been signed nor thumb impressed by the petitioners.

The petitioners prior to the instant petition had approached the SHO concerned but of no use. Hence, the petition in hand.

Shaukat Ahmad Khan
District & Sessions Judge,
Orakzai
25/04/2022

(2). I heard arguments of the learned counsels for the parties and perused the record.


During the course of arguments when the learned counsel for the petitioners was confronted with the contents of petition, he submitted that it attracts the provisions of section 465, 468 and 471 PPC, which are non-cognizable. In these circumstances, the law on the point is, that on report of the matter to police, the SHO concerned is bound to enter the substance of the matter on the roll of prescribed register and proceed with the matter u/s 155 CrPC in accordance with law.

(3). Hence, in view of what is discussed above, petition in hand is accepted. SHO concerned is directed to proceed with the complaint of the petitioners u/s 155 CrPC. Needless to mention that in case, the report of the petitioners was found false, they may be proceeded against in accordance with law.

Copy of this order be sent to SHO concerned. Consign.

Pronounced
25.04.2022




SHAUKAT AHMAD KHAN
Sessions Judge/Justice of Peace,
Orakzai at Baber Mela