

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Crl. Misc. No. 742/B/2020

Roedad Khan

Versus

The State and others.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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(03)	10.06.2020	Mr. Shajjar Abbas Hamdani, Advocate for the petitioner. Mr. Naveed Malik, Advocate for respondent No. 2 Mr. Muhammad Sohail Khurshid, State Counsel. Shabbir, S.I, Nawaz, S.I.
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Learned counsel for the complainant has raised the question of maintainability of instant petition while relying upon the case law reported as **2013 SCMR 1059 (Amir Mashi Vs. The State and another), PLD 2013 Lahore 249 ((Amir Masih Vs. The State and others)** and contends that petitioner has earlier withdrawn his Crl. Misc. No. 721/B/2020 vide order dated 19.05.2020 as no fresh grounds was highlighted.

2. Conversely, learned counsel for the petitioner contends that Section 467 PPC has been deleted to his extent, whereafter he filed fresh bail application before the Court of first instance after withdrawal of his bail application from this Court, but the Investigation Officer has reiterated his stance regarding application of offence U/s 467 PPC and resultantly, the petitioner has approached this Court again through the instant petition.

3. In view the above, Investigation Officer has been confronted, who stated at the bar that Section 467 PPC has been deleted to the extent of present petitioner.

4. Keeping in view the above situation, instant criminal miscellaneous petition is disposed of with the direction to the petitioner to approach the Court of first instance for his post arrest bail afresh.

(MOHSIN AKHTAR KAYANI)
JUDGE

RAMZAN