

# HIGH COURT OF SINDH, KARACHI

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No. HC/GAZ/Instructions/J.O.  
Dated: 31-10-2022

All  
communication  
should be  
addressed to the  
REGISTRAR  
High Court of  
Sindh, Karachi  
and not to any  
official by name

**From:**  
The Registrar,  
High Court of Sindh,  
Karachi

**To,**  
All the Learned District and Sessions Judges in Sindh.

## SUBJECT: INSTRUCTIONS TO THE JUDICIAL MAGISTRATES

I am directed to inform that it has been observed that some of the Judicial Magistrates show reluctance in performance of duties in respect of recording of confessional statements of accused persons, recording of statements of witnesses/victims u/s 164 Cr.PC, conducting identification parades, passing of orders on summaries/police reports and applications for transitory remand. Therefore, in this regard, the judicial magistrates are instructed as under:-

- a) On production of accused for confessional statement, the Judicial Magistrates are bound to record the same without any delay in accordance with law.
- b) Judicial Magistrates are duty bound to record the statements of witnesses/victims u/s 164 Cr.PC without unnecessarily delay on filing of such applications by Investigation Officers in accordance with law with only caution so as to ensure that notice is properly issued to the accused persons if under arrest or appearing before the court. All means should be adopted to record the same at the earliest possible time.
- c) Applications for identification parades should not be adjourned unnecessarily and if the relevant witnesses are in attendance then the same should be conducted on the same day.
- d) No delay should be caused in passing orders on summaries/reports submitted by the police officers. If any party has to be heard then the required notice be issued but it must be ensured that proper order is passed without any delay and a diary for each date should be maintained.
- e) Applications for grant of transitory remand must be entertained in accordance with law and if the same are refused then proper orders be passed in accordance with law.

The learned District & Sessions Judges are requested to strictly watch the performance of Judicial Magistrates in follow up of the above instructions and in case any violation is observed then the same be dealt with strictly in accordance with law and report to such effect be submitted to High Court.

  
(ABDUL RAZZAQ)  
REGISTRAR