



RESEARCH CENTER HIGH COURT OF BALOCHISTAN

COURT: MUHAMMAD NAEEM DAVI, DSJ

SUBJECT: *PECA, 2025*

DATE: QUERY RECEIVING DATE: 28TH MARCH 2026

QUERY RESPONDING DATE: 31ST MARCH 2026

BY: AMINULLAH KASI, SYED MUHAMMAD USMAN, MS. KALSOOM
ISHAQ, MS. IQRA NAIK, MS. MAIMOONA SIDDIQUE

PROPOSED QUERY

The allegation against the accused is that he blackmailed the victim through social media platforms, namely TikTok and WhatsApp, harassed her in various ways, demanded Rs. 20,000, and threatened that if the money was not paid, he would create an immoral video of her using AI and upload it on social media. Do such allegations fall within the scope of the Prevention of Electronic Crimes Act, 2016? If so, which court has jurisdiction to try such a case?

It is the sole prerogative of the concerned Court to decide, after a judicial scrutiny of the material available on the record, whether the prima facie requirements of the alleged offences are satisfied. Notably, it is the settled principle of criminal jurisprudence that Court is not bound by the opinion of Police Officers after the submission of Challan. In view of settled principles, governing such matters, it is the prime duty of the concerned court to go through the entire record, i.e., FIR, Report u/s 173 CrPC etc. to reach a just conclusion that prima facie such particular offence (s) is made out and then proceed with the case.
