

ORDER SHEET
IN THE HIGH COURT OF SINDH CIRCUIT COURT LARKANA
Const. Petition No. S- 1049 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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Hearing /Cases
For Hearing of Main case.

08.12.2017

Ms. Akhtiar Begum, Advocate for the petitioner.
Mr. Sardar Ali Shah, DPG for the State.
Mr. Abid Hussain Qadri, State counsel.

Mr. Ghulam Mohiuddin Durrani, Advocate files vakalatnama on behalf of Respondent No.4 which is taken on record. SHO PS Clifton, Karachi files statement to the effect that there is no case registered against the petitioner or her family ~~at~~ his police station however their issue, if any, is within the jurisdiction of Police Station Boat Basin/Jexin. In spite of notice, none is in attendance on behalf of SHO PS Boat Basin/Jexin. Respondent No.4 happens to be ex. Husband of the petitioner states that after separation between the parties he has no nexus with her nor he has harassed the petitioner nor will harass her in future. He submits that minors, the alleged detainees are in his custody. Out of them, one baby is studying while two are not school going. He submits that he is working as police constable in SRP and has handsome package to maintain his children and the petitioner has no source of income to maintain the minors therefore, looking to the future and welfare of the minors he has retained his daughters with him who are residing happily. Since the minors are residing with respondent No.4 at Karachi, therefore, the petitioner is required to file proper application before the competent forum having jurisdiction at Karachi or Principal Seat of this Court at Karachi. As far as harassment is concerned the official respondents & Resp. No.4 present in Court state that they will not harass the petitioner.

Learned State counsel, in such circumstances, has also given statement that he would direct the official respondents to act and behave strictly in accordance with law. ²

As far as custody of minors is concerned, they are residing at Karachi together with their father/respondent No.4, therefore, petitioner is at liberty to file proper application/^{before,} competent forum, if so advised. With regards to harassment, the official respondents as well as respondent No.4 have categorically made their statements coupled with the statements of State counsel.

Accordingly, in view of the above instant petition has achieved its purpose which ^{is} accordingly/^{is} disposed of.


Judge

Abid H. Qazi/**