

*ORDER SHEET*  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD**

C.P.No.S-463 of 2016.

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DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For katcha peshi.
2. For hearing of M.A-4585 of 2016.

11.12.2017.

Petitioner Nadir Ali present in person.

Mr. Abdul Rauf Arain, Advocate for respondent No.1.

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Petitioner, present in person, states that amounts are being claimed from him, which were not available, as the gold ornaments were taken away by respondent No.1, when she left the house along other things in her use and as such he may not be made liable to pay further amount(s). *Prima facie*, factual issues are involved which are not available for deliberation in constitutional petition as such the complaint as made is not liable to be entertained. Without involving him-self in this controversy and without prejudice to any right of the parties, learned counsel for respondent No.1 in the circumstances, undertakes that the amount obtained from the petitioner shall be converted into actual gold ornaments and shall be available for the future / welfare of the minors, petitioner present is satisfied by the said undertaking. The petitioner further makes a complaint of not being allowed visitation right and that heavy amount is being deducted from his salary. He may approach the learned trial Court for making reasonable installments but only as available and deemed fit and proper by the learned trial Court. As regards the meeting with the minors which are with the respondent, the petitioner may also approach the concerned Guardian and Wards Court for such relief as may be available for regulation of custody but that also as provided under the law.

The petition stands disposed of in above terms.

JUDGE