



*“The mother is entitled to the custody (hizanat) of her male child until he has completed the age of seven years and of her female child until she has attained puberty. The right continues though she is divorced by the father of the child, unless she marries a second husband in which case the custody belong to the father”.*

Hence, the impugned order does not suffer from any illegality or irregularity requiring any interference of this Court under its Constitutional jurisdiction. Accordingly, instant Constitution Petition is dismissed being devoid of any merit by directing the petitioner to handover the custody of minor baby Noor-ul-Eman to respondent No.1, which has been handed over by her in the Court.

This petition stands disposed of alongwith pending application.

JUDGE