

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

Cr. Bail Application No.S-804 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on office objections.
2. For hearing of main case.

30.09.2022.

Applicants are present on ad-interim pre-arrest bail.
Mr. Nazeer Hussain Jarwar, Advocate for applicants.
Ms. Sana Memon, Assistant P.G.
Complainant is present in person alongwith victim.

O R D E R

MUHAMMAD IQBAL KALHORO, J- Main allegations against applicants are that they abducted one Mst. Ghanwa from her father's house on 31.05.2022 for forceful marriage with applicant No.1 namely Ghamshad. She and her father are present in Court. On the last date of hearing, the parties had informed that marriage proposal between alleged abductee and applicant No.1 was under consideration. Today, both the parties have confirmed that Nikah of abductee has been performed with applicant No.1 and she has become his wife now. Applicant Ghamshad has stated that still Rukhsati has not taken place. Victim's father, hearing it, has lost his patience and has started opposing bail, which he initially did not do so.

2. In any case, abductee herself has admitted in the Court to have married with the applicant Ghamshad and has become his wife willingly. It is only the question of Rukhsati, the parties seems to be at odds with each other. Under these circumstances, when the abductee herself is not denying the marriage with applicant No.1, the mala fide on the part her father to register FIR, who initially accepted marriage between her daughter and applicant No.1, but when the issue of Rukhsati was raised by his son-in-law, started opposing bail, cannot be ruled out. Accordingly, in view of above, this application is allowed and ad-interim pre-arrest bail already

granted to the applicants is hereby confirmed on same terms and conditions.

3. The observations made hereinabove are tentative in nature and shall not influence the trial Court while deciding the case on merits.

JUDGE

Shahid