

ORDER SHEET

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR.

Criminal Misc. Application No. S- 431 of 2023

(Ghulam Mustafa Vs. The State & others)

DATE	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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1. For orders on office objections at Flag 'A'
2. For hearing of main case.

16.04.2024.

Mr. Zulfiqar Ali Leghari, advocate along with applicant.
Mr. Imran Mobeen Khan, Assistant P.G for the State.

The applicant by way of instant Crl. Misc. Application under section 491 Cr.P.C has sought for production of Mst. Fareeda before this Court to be set free after recording her statement as she allegedly is confined illegally by the private respondent.

It is pointed out by learned Assistant P.G for the State that Mst. Fareeda has been attending the Court of learned Vth Additional Sessions Judge Malir in a case outcome of FIR No.187/2023 PS Steel Town, Malir u/s 496-A PPC wherein the applicant is one of the accused. By pointing out so, he by producing copies of such diaries sought for dismissal of instant Crl. Misc. Application.

When confronted, learned counsel for the applicant shown his ignorance about the attendance of the detinue before the Court at Malir; however, he insisted for production of the detinue before this Court.

Heard arguments and perused the record.

The case diaries, which have been produced by learned Assistant P.G indicates that the alleged detinue has been attending the Court of learned Vth Additional Sessions Judge, Malir in a case which is said to be pending against the applicant, which prima-facie suggest that she is under no wrongful confinement to be set free by this Court. Be that as it may, if the applicant is still having a feeling that she is under wrongful confinement then he may seek her release in accordance with law by making such application before the Court of competent jurisdiction at Karachi.

The instant Crl. Misc. Application is disposed of accordingly.

JUDGE

Nasim/PA