

**IN HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD**

CP No.D-1677 of 2023

[Amjad Ali and another v. Federation of Pakistan & others]

PRESENT:

MR. JUSTICE AMJAD ALI SAHITO
MR. JUSTICE KHADIM HUSSAIN SOOMRO

Mr. Muhammad Yousuf Rahpoto, Assistant Advocate General, Sindh along-with DSP Muhammad Paryal SDPO Phulleli, SIP Niaz Ali Dahri on behalf of SHO PS Phuleli Hyderabad and Inspector Muhammad Changal on behalf of SSP Hyderabad.

Mr. Shahid Ahmed Shaikh, Additional Prosecutor General, Sindh.

Date of hearing & decision: 17.10.2024

ORDER

AMJAD ALI SAHITO, J: - Petitioners reported their underage sons, Aman Ali Shah and Abdul Samad, missing after they left home on 09.09.2023. The police found shirts and a mobile phone belonging to the boys from one Mohsin, who was later released. Despite investigating other suspects, the police did not succeed to find out any clue of said missing persons' whereabouts.

2. The petitioners have also prayed that the official respondents be ordered to recover their missing sons, Aman Ali Shah and Abdul Samad, from unidentified individuals. They also seek legal protection for their family and ask the Ministry of Interior to place the names of missing persons on the exit control list (ECL) to prevent potential human trafficking or illegal activities abroad.

3. After filing of instant petition, an FIR (No. 157 of 2023) was registered by the petitioners at P.S. Phuleli in

Hyderabad. However, the police have been unable to locate the missing boys, Aman Ali Shah and Abdul Samad.

4. In response to the notice, the official respondents have consistently reported that they have been unable to locate the missing boys. On 19.09.2024, this Court directed the Secretary of the Home Department, Sindh to form a Joint Investigation Team (JIT) to intensify efforts for their recovery. Today, both the Sub-Divisional Police Officer and the Station House Officer Phuleli, Hyderabad submitted progress reports, stating that despite using available resources, they have not obtained any information about the safe recovery of missing persons. They assured that on receipt of any new information they would act promptly and achieve a fruitful outcome.

5. We have noted that government representatives have repeatedly failed to locate the missing boys during the investigation. Since the JIT has already been ordered and the investigation is ongoing, it would be fruitless to keep the petition for an indefinite period. Consequently, this petition is **disposed of**, directing the Home Department, Sindh to form the JIT promptly and submit monthly progress reports to this Court for perusal in chamber through its Additional Registrar.

6. This Court acknowledges the deep sorrow of the petitioners due to the ongoing absence of their sons, Aman Ali Shah and Abdul Samad, which cannot be alleviated. However, the petitioners have the option to file a new petition or initiate fresh legal proceedings if they gather any new evidence or information regarding their sons' whereabouts.

JUDGE

JUDGE