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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
C. P. No.D-89 of 2018

Date of Hearing	ORDER WITH SIGNATURE OF JUDGE
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28.02.2018.

1. For orders on office objections.
2. For hearing of main case.

Mr. Irshad Ali R. Chandio, advocate for petitioner.

Mr. Shafi Muhammad Chandio, Addl. A.G and Ms. Nisho Fatima, State Counsel, along with SIP Ali Gohar Bhatti on behalf of SSP, Larkana and ASI Angan Khan, incharge PS Khan Wahan.

This petition has been filed in the nature of habeas corpus, alleging that detenues, namely, 1. Barkat Ali, 2. Athar Ali, 3. Muhammad Qasim and 4. Ghulam Mehdi, were taken away by police on 01.2.2018, at about 6.00 a.m. from petitioner's house and since then their whereabouts are not known.

In response to the notice, respondents No.1, 2 and 3 have filed the comments along with copies of FIR bearing Crime No.04/2018 registered at Police Station Khan Wahan, District Naushehro Feroze, under Sections 376, 365, 344, PPC and the challan. A perusal of which shows that the alleged detenues No.2 and 3 have been arrested in the above-said crime and offence and are confined in jail. Regarding the alleged detenues No.1 and 4, police officials present have shown ignorance and stated that they have not taken them from the house of petitioner. A perusal of the petition shows that neither the CNICs of those two alleged detenues nor the B-Form to establish their existence have been produced by the petitioner. We, therefore, in view of the fact that the two detenues have been shown arrested in the above crime and offence, dismiss this petition. However, if the petitioner has any substantive documentary proof regarding existence of alleged detenues No.1 and 4, he may repeat the application before the proper forum.


JUDGE


JUDGE