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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
C.P. No.D-565 of 2017.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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For Hearing of main case.

15.02.2018

Mr. Ali Raza Pathan, advocate for the petitioner.

Mr. Naimtullah Bhurgari, State Counsel.

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It is alleged that the step son of the petitioner, namely, Sardaroo was taken away on 10.06.2017 by the police officials/respondents at the behest of respondents No.3 to 7. In reply to the notice, the official respondents/police officials have filed the comments denying the allegations. On behalf of the private respondents the comments have been filed today which show that the said respondents are witness in Sessions Case No.167/2013 bearing Crime No.84/2012 registered at Police Station Lakhi Ghulam Shah under section 365-B, PPC, wherein relative of the petitioner as well as her husband are accused. The respondents further have denied the allegations leveled against them. In the light of the comments filed by the respondents, we are of the view that the petitioner shall pursue her remedy in accordance with law because in presence of the allegations and counter allegations leveled by the parties against each other, we cannot appreciate prayer of the petitioner which involves factual controversy that can be resolved only after recording of the evidence. With these observations, we dismiss this petition. However, the petitioner may avail her remedy before the proper forum in accordance with law.




Judge

Judge