

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
C. P No. S – 51 of 2025

Date of hearing	Order with signature of Judge
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Hearing of case

For hearing of main case

21.03.2025

Mr. Ubedullah Malano, Advocate along with Petitioners
Mr. Saeed Ahmed Wassan, Assistant Advocate General Sindh
along with SIP Gulzar Ali on behalf of SSP Office Khairpur and
ASI Ghulam Asghar of PS Kotdiji

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ORDER

Mr. Wajid Ali Shaikh, Advocate files vakalatnama on behalf of private respondents No.6 to 13, whereas, statements are filed by official respondents No.3 to 5, same are taken on record.

2. Learned counsel for the petitioners states that the petitioners being *sui juris* have entered into free will marriage with their own will and wish, thereafter such FIR bearing Crime No.193 of 2024 was got registered at Police Station, Kotdiji for offence under Section 365-B PPC regarding the abduction of petitioner No.1, namely Mst. Sohni. He further states that the petitioners filed C.P No.D-2075 of 2024 before this Court wherein this Court passed an order, and thereafter statement of Petitioner No.1 was recorded by the Investigating Officer, hence on the directions of this Court the Investigating Officer filed report u/s 173 CrPC before the concerned Magistrate having jurisdiction in the light of statement of Mst. Sohni, the alleged abductee within ten days. He states that the Investigating Officer filed such report and such Summary for disposal of the case under ‘C’ class was approved vide order dated 06.01.2025. He further submits that the mother of the petitioner No.1, namely Mst. Sakina, the respondent No.7 herein filed an application u/s 491 CrPC, before the Court of Sessions Judge/Ex-Officio Justice of Peace, Khairpur, which was transferred to IV-Additional Sessions Judge/Ex-Officio Justice of Peace, Khairpur, where notices have been issued to the petitioners for their appearance. He further submits that there are

serious threats to the petitioners from the private respondents, and if they will appear there, there is likelihood that the private respondents would create harm for the petitioners. He lastly prays that the official respondents may be directed to provide legal protection to the petitioners in accordance with the law.

3. Learned counsel for the private respondents No.6 to 13 states that the respondent No.7 / Mst. Sakina being the mother of Petitioner No.1 Mst. Sohni only wants to see her daughter safe and happy that is why she has approached to the Court of learned Sessions Judge/ Ex-Officio Justice of Peace, Khairpur. Today, again Petitioner No.1 Mst.Sohni is present in Court states that she is happily residing with her husband Inayat alias Papan Shaikh, she states that they have serious threats from the private respondents.

4. Learned Assistant AG states that after the order passed by the Division Bench of this Court in C.P No.D-2075/2024 filed by the present petitioners, the police is providing protection to them, however, they will make sure that no harm would be caused and police will act strictly in accordance with the law and provide protection to the petitioners as and when required.

5. In view of above, the instant Constitutional Petition is disposed of with direction to the official respondents to provide protection to the petitioners. Respondent No.3/SSP Khairpur will make sure that no harm shall be caused to the petitioners. Let copy of this order be provided to learned Addl.AG as well as SSP, Khairpur for compliance.

Judge

ARBROHI