

ORDER SHEET

IN THE HIGH COURT OF SINDH CIRCUIT COURT LARKANA
C.P No. D-1197 of 2025

Date	Order with signature of Judge
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1. For orders on office objections 'A'.
2. For hearing of main case.

19.02.2026

Mr. Atta Hussain Qadri, Advocate for petitioner.

Mr. Munawar Ali Abbasi, Assistant A.G a/w Inspector Muhammad Nawaz Korai, I/C SDPO Sultan Kot, Mumtaz Ali Soomro, SHO PS Lodra and Abdul Hameed Luhur, I/C SHO, PS Mian Jo Goth.

Mr. Nazir Ahmed Bhangwar, D.P.G for the State.

The respondents No.2, 3 and 4 have filed their statements/reports, which are taken on record.

The present petition has been filed seeking issuance of Rule Nisi, with the allegation that the petitioner's brother, namely Abdul Qadir, was taken away by respondents No.3 and 5 on 27.09.2025 and is being illegally detained. It is further stated that the petitioner had earlier filed an application under Section 491, Cr.P.C. bearing No.228/2025 before the learned Sessions Judge, Shikarpur, which was subsequently transferred to the learned V-Additional Sessions Judge, Shikarpur, and later withdrawn. It is also contended that a false FIR has thereafter been registered against the detainee Abdul Qadir as well as the petitioner, in which the petitioner has already been granted bail.

Conversely, the official respondents, in their statements, have categorically denied the allegation of illegal detention and submitted that Abdul Qadir is a proclaimed absconder in several criminal cases. According to them, as many as seven FIRs are registered against him, and efforts are being made to arrest him in accordance with law.

In view of the above position, particularly the criminal record and status of Abdul Qadir as an absconder, no case of illegal or unlawful detention is made out so as to warrant issuance of a writ of habeas corpus under Section 491, Cr.P.C. Accordingly, the instant petition is disposed of with the direction to the official respondents that if and when the said Abdul Qadir is arrested, he shall be produced before the competent Court of law strictly in accordance with law and without any delay.

Judge

Judge

Irshad Ali M/Steno