

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD.

Cr. Misc. Appln: No.S-573 2014.

DATE	ORDER WITH SIGNATURE OF JUDGE
-------------	--------------------------------------

For orders on office objection.

For hearing.

08.09.2014.

Mr. Hemandas Advocate along with Applicant.

Syed Meeral Shah, D.P.G. a/w SIP Sajjad Bhatti on behalf of SHO P.S.
Matli.

=====

The suckling baby Shahzaib has been produced in Court by Respondent No.4.

Mr. Sikandar Ali Khaskheli, Advocate files power and objections on behalf of Respondents No.3 and 4, which are taken on record. It is also specifically stated in the objections that the respondent No.4 has already filed Guardianship Application No.05 of 2014 before the Guardian and Wards Court/ Senior Civil Judge, Matli to regular the custody of the child/minor. The counsel for respondent No.4 other claim that the Applicant is avoiding to contest the Guardian and Ward's case. The applicant has also filed a suit No.702/14 in the Court of Family Judge, Hyderabad for recovery dowry article and maintenance. The applicant has not sought dissolution of marriage. However, pending dispute is between the Applicant and the respondent No.3 since the guardian and wards Court is seized of the matter, the applicant is directed to produce the minor on every date of hearing before the Court of Senior Civil Judge, Matli in Guardianship application No.05 of 2014. In case of failure or any other excuse of ailment of the child etc, the custody will be removed from her and sent back to the grand mother. Now the Applicant came to know about the guardianship case

and trial Court is directed to ensure the disposal of the case on merits within a period of four months from the date of receipt of this order.

The counsel for the applicant along with applicant are present in Court and he ensures that the Applicant will comply the order passed today by this Court and in case of non-compliance of this order, the action will be taken against the applicant in accordance with law.

The Respondent No.3 is also put on notice that he will appear before the Family Judge, at Hyderabad where family case has been filed by the applicant against the respondent No.3. The interim custody of the child has been handed over to the applicant in open Court subject to the final decision of guardianship application No.05 of 2014. Learned counsel for respondent has informed that guardianship case is fixed on 15.9.2014 and she is present in Court and ensures that she will appear before the Court on 15.9.2014. In case, she failed to appear there, the Guardian Court may direct police to ensure her appearance appear before the Court.

With this observation this Cr. Misc. Application is disposed of.

JUDGE.