

ORDER SHEET

**HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD**

Cr. Misc. Application No.S-100 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
<u>26.02.2025</u>	Applicant is present in person Mr. Siraj Ahmed Bijarani Assistant P.G Sindh a/w ASI Abdul Qayoom of P.S Shahpur Respondent No.7 is present alongwith minor/alleged detainee ***

Respondents No.5 and 6 are present and file Vakalatnama of Mr. Mir Murtaza advocate on their behalf, which is taken on record.

Through captioned application, applicant seeks directions against the official respondents to recover his son/alleged detainee child Zain-ul-Abdin and produce him before this Court. Today respondent No.7, who is mother of minor/alleged detainee is present alongwith minor and state that alleged detainee is not in any wrongful confinement and that she is mother of minor and the minor aged about five years is living with her under her care.

From the contentions of the parties it appears that applicant and respondent No.7 are husband and wife and on account of some dispute now the mother/respondent No.7 is living separately alongwith children, hence the allegations of wrongful confinement of alleged detainee/minor are flimsy in nature and do not attract a prudent mind and the matter squarely falls within the ambit of Guardian and Wards Act. Accordingly present Criminal Miscellaneous Application stands dismissed being misconceived and not maintainable; however, the applicant is at liberty to approach the Court of competent jurisdiction, if so desire, in accordance with law.

JUDGE

Sajjad Ali Jessar

