

ORDER SHEET
**HIGH COURT OF SINDH CIRCUIT COURT,
MIRPURKHAS**

C.P No.D-303 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
<u>30.04.2025</u>	Mr. Shahnawaz Ali Kumbher advocate a/w petitioners Mr. Muhammad Sharif Solangi Assistant A.G a/w IO Muhammad Aslam Mahesar ◇*◇

Mr. Asif Chaudhry advocate files vakalatnama on behalf of the respondent No.6, which is taken on record.

Learned counsel for the petitioners submits that being sui-juris petitioner No.1 after embracing Islam has contracted free will marriage with petitioner No.2 and being annoyed her father /respondent No.6 has lodged a false FIR bearing Crime No.13 of 2025 at P.S Sajar Chang District Tando Allahyar under Sections 364-A PPC read with Section 3 of Preventions of Trafficking in Persons Act 2018. Learned counsel for the complainant/private respondent submits that petitioner No.1 is minor and she is not capable to contract marriage since such marriage is restrained under Child Marriage Restraint Act.

Investigation Officer of above crime has recorded the statement of petitioner No.1, wherein she has categorically stated that she being sui juris after embracing Islam has contracted free will marriage with petitioner No.2 and no one has abducted her and such affidavit of free will and Nikahnama is duly signed by them and witnesses. Investigation Officer of above crime submits that based on the statement of petitioner No.1 he will file his report under Section 173 Cr.P.C before the concerned Magistrate for disposal of the case in accordance with law. Counsel for the petitioners expressed satisfaction and seeks disposal of the petition.

In view of the above, instant petition is disposed of with directions to Investigation Officer to file his report before the learned Magistrate concerned keeping in view of the statement of petitioner No.1/alleged abducted recorded under Section 161 Cr.P.C within a week’s time for disposal of the case in accordance with law. Meanwhile, petitioners be provided protection in accordance with law.

JUDGE

JUDGE