

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH,**  
**CIRCUIT COURT, MIRPURKHAS**  
Criminal Misc. Application No.S-12 of 2026

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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1. For order on office objection
2. For hearing of main case

26.02.2026

Mr. Kanji Mal Bheel, advocate for the applicant.

Shah Nawaz Ali Kunbhar, advocate for the respondent No.3.

Mr. Ghulam Abbas Dalwani, D.P.G.

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Learned counsel for the applicant has challenged the order dated 04.07.2025 passed by the learned Trial Court on an application, filed under Section 22-A(6)(i) Cr.P.C for lodgment of F.I.R against the respondents, who allegedly abducted his minor daughter. The learned Trial Court relying on the report of S.H.O concerned, dismissed Application on the ground that alleged abductee embraced Islam and contracted Nikah with proposed accused Farooque at Mirpurkhas of her own free-will.

Learned counsel for the applicant further states that since the girl of applicant is a minor and said marriage is an offence under the new law. He prays for lodgment of F.I.R, while challenging the impugned order. In support of his grounds, he has filed NADRA B-Form, wherein age of the girl is said to be of 14 years.

Learned counsel for respondent No.4, relying on the Nikahnama and Affidavit of free-will states that a proper marriage has taken place between respondent No.4 and the girl, who had embraced Islam before solemnizing of her marriage. He further states that this Court was approached earlier by the respondents and alleged abductee. She stated in the Court that she has solemnized marriage of her own free-will after embracing Islam. This Court

after hearing all the parties in C.P. No.S-83/2023 vide order dated 30.04.2025 passed the following order:

“In view of the above, instant petition stands disposed of with direction to the official respondent to act strictly in accordance with law and provide legal protection to the petitioner, as and when approached”.

In this order, it can be observed that the present applicant was present in the case through his counsel and was a party as respondent No.6. However, while passing such order, he did not raise any objection, nor did he raise the plea that girl was a minor and a fresh allegation cannot not be initiated in this matter. Even otherwise, any order passed by a learned Single Bench of this Court cannot be interfered by another Bench.

In such circumstances, this Crl. Misc. Application being meritless stands dismissed, along with listed application, if any.

**JUDGE**

*“Chander Kumar”*