

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**  
*Constitutional Petition No. D-54 of 2026.*  
*(Mst Sana and others vs P.O. Sindh and others)*

<b>Date</b>	<b>Order with the signature of the Judge</b>
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*Before:-*  
*Mr. Justice Amjad Ali Bohio,*  
*Mr. Justice Ali Haider 'Ada'*

*Fresh case*

1. *For orders on office objections*
2. *For the hearing of the main case.*

**18.03.2026.**

Mr. Shabir Ali Bozdar, Advocate for Petitioners.

Mr. Abdul Sattar Thaheem, Advocate for respondent No.6.

Mr. Saeed Ahmed Wassan, Assistant Advocate General.

Mr. Imran Mobeen Khan, Assistant Prosecutor General.

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This petition seeks quashment of F.I.R. No.70 of 2025, registered at Police Station Dad Laghari, for offences punishable under Sections 452, 365-B, 506(2) and 504, P.P.C., about the alleged abduction of petitioner No.1. It is the case of the petitioners that petitioner No.1 has contracted marriage with petitioner No.2 of her own free will and consent.

In pursuance of notice, the Investigation Officer appeared and submitted that he has recorded the statement of petitioner No.1, wherein she categorically stated that she was neither kidnapped nor abducted. The Investigation Officer further stated that the investigation is being conducted in accordance with the prescribed procedure and that the report shall be submitted before the competent Court. Statements filed by the Investigation Officer as well as by the S.H.O. of the concerned police station are taken on record.

Mr. Abdul Sattar Thaheem filed his vakalatnama on behalf of respondent No.6, being the complainant/father of petitioner No.1. He also produced a birth certificate, according to which the age of

petitioner No.1 is approximately 14 years, and contended that she is a minor.

Conversely, learned counsel for the petitioners submitted that petitioner No.1 has already attained the age of puberty; therefore, her marriage cannot be termed unlawful. In support of his contention, reliance has been placed upon the cases of *Mst. Moj Ali v. Syed Safdar Hussain* (1970 SCMR 473) and *Mst. Mehwish and another v. Province of Sindh and others* (C.P. No.D-5865 of 2024). It is further contended that no offence under the Child Marriage Restraint Act has been incorporated in the F.I.R.

In the circumstances, without expressing any conclusive opinion on the merits of the case, this petition is disposed of with the direction to the Investigation Officer to proceed strictly in accordance with law and to complete the investigation by following the prescribed procedure. The police authorities shall also ensure that protection is provided to the petitioners, as and when required. With these observations, the instant petition stands disposed of.

**JUDGE**

**JUDGE**