

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Criminal Misc. Application No. S-171 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For order on office objections. 2. For hearing of main case.

14.07.2026

None present on behalf of the applicant.

=

Despite due call, neither the applicant nor her learned counsel has thought it fit to enter appearance. It bears reiteration that on the preceding date of hearing as well, both were found conspicuously wanting in attendance, prompting this Court to record the order that the learned counsel had undertaken to produce documentary evidence establishing that Mst. Bakhtawar, daughter of the applicant, was a minor, being below the age of 18 years, and had sought time for the said purpose.

It is/was an admitted position on record that the lady in question has contracted a marriage, in respect whereof Criminal Miscellaneous Application No. 1151/2026 (Re: Mst. Imamzadi v. S.S.P., Sanghar and others) was instituted before the learned Additional Sessions Judge-I/MCTC, Sanghar, and stood disposed of vide order dated 29.05.2026. In the said proceedings, the alleged detinue, Mst. Bakhtawar, appeared before the Court in person and recorded her statement, affirming that she had solemnized a Court marriage with Sajjad Ali and was residing with him of her own free will, unfettered by coercion or duress, further expressing her considered desire to accompany her husband; she was accordingly set at liberty.

The grievance voiced by the applicant is that his daughter was a minor at the relevant time, in support whereof he was directed to furnish satisfactory proof, an obligation that has, thus far, remained undischarged.

In these circumstances, one final and conclusive opportunity was granted to the applicant to appear before this Court and adduce

the requisite evidence. Should this opportunity be permitted to lapse, an appropriate order shall be passed on the next date of hearing, and no further indulgence shall thereafter be extended. This matter was accordingly adjourned for today.

Notwithstanding the unequivocal and unambiguous forewarning contained in the preceding order, which left no room for doubt as to the consequence of continued default, the applicant and her counsel have elected, yet again, to remain absent. Such sustained and contumacious disregard for the process of this Court cannot, by any measure of judicial charity, be attributed to inadvertence or oversight. It is indicative, in the considered view of this Court, of a deliberate abandonment of the cause espoused in the instant proceedings.

This Court, being a court of law and not an instrument of futile ceremony, cannot be expected to keep its doors indefinitely open to a litigant who, having invoked its jurisdiction, thereafter demonstrates manifest indifference to the fate of her own application. The indulgence extended on the preceding occasion was explicit, final, and unconditional; its non-utilization forecloses any further latitude.

In view of the foregoing, the instant Criminal Miscellaneous Application, having been rendered wholly barren of prosecution through the applicant's own default, stands dismissed for non-prosecution.

JUDGE

"Saleem"