

**ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD**

C.P No.D-232 of 2018

<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For Katcha Peshi.

**22.02.2018.**

Mr. Mansoor Ali Jatoi, Advocate for petitioners alongwith petitioners.

M/s Muhammad Ismail Bhutto, A.A.G and Syed Meeral Shah A.P.G alongwith SIP Muhammad Essa, S.H.O P.S Pangrio, SIP Ashfaque Mangi, S.H.O Talhar and SIP Asif Raza S.H.O P.S Aziz Bhatti, Karachi.

Learned A.A.G has filed the comments of respondents No.3 to 6, copies whereof have been supplied to the Counsel for the petitioner.

Mr. Abdul Wahid Khan, advocate, files vakalatnama on behalf of respondents No.7 and 13; taken on record.

It is stated by the Counsel for the petitioners that petitioner No.1 has married with petitioner No.2 on 22.01.2018 under valid nikahnama and on the same date the petitioner No.1 has also executed an affidavit of freewill stating therein that nobody has kidnapped / abducted her.

Petitioners are present and submit that they have married with each other under valid nikahnama, which is on record at Page-27 of the case file, and they are living happy together as husband and wife, but, according to them due to this un-ceremonial marriage the parents of Petitioner No.1 are not happy and father of the petitioner No.1 has lodged a false F.I.R bearing Crime No.71 /2017 at P.S Pangrio under section 392, 34 PPC.

It appears from the record that the said F.I.R. is much prior to entering into marriage of petitioners. It is stated by learned AAG and APG that the said F.I.R. has already been challaned and the case is pending before the trial court where the petitioner No.2 alongwith others is facing trial. Since the challan has already been submitted, therefore, the petitioner No.2 may approach to the trial court if he is aggrieved with the above F.I.R. for redressal of his grievance by filing an application for his premature acquittal and trial court on filing such application shall pass orders as per law. In the meantime, the official respondents are directed to make surety that there should not be caused any harassment to the petitioners in violation of law.

Petition stands disposed of in the above terms.

JUDGE

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