

Order Sheet
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

CP No. S- 841 of 2019

DATE	ORDER WITH SIGNATURE OF JUDGE
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04.11.2019

For orders on office objections
For hearing of main case

Mr. Mian Taj Muhammad Keerio, advocate for petitioners

Mr. Wali Muhammad Jamari, Asstt: A.G. along with ASI Qurban Ali PS Rajo Dero and ASI Rajab Ali PS Mithiani district Naushahro Feroze.

Addressing the office objection regarding maintainability of the captioned petition, learned counsel states that same is maintainable as the issue involved in the matter is with regard to the protection of life and liberty of the petitioners and their family members which is at stake at the hands of private respondents, whereas the private respondents are objecting to it, therefore, this petition can be heard and decided on merits. Be that as it may, both the petitioners are present, however, their counsel complained that they are being harassed by the private respondents in connivance with the police officials. At this juncture, learned A.A.G. has refuted the claim of the petitioners and submitted that the police officials present in Court make categorical statement that they have neither caused any harassment to the petitioners nor they intend to do so in future

After careful consideration of what has been pleaded by respective parties and meticulous examination of the available record, in my tentative view, there are allegations and counter allegation leveled by the parties and there can be no denial to the fact that 'event of the marriage' is always an event of honor of family particularly, when it is being solemnized without an attempt to keep it secret, therefore, all authorities, otherwise, are entitled to question the validity thereof, should strictly act keeping this aspect in mind and should not act in a manner prejudicial to the honor of such family or girl. The authority should try to first satisfy itself about genuineness of the information and then to decide whether to proceed or otherwise because if at

the end of the day the information is found false or causeless there would be nothing to compensate the loss, sustained by the family complained against.

At this stage learned A.A.G states that since the petitioners have expressed their view point before this Court that they have contracted a valid marriage; therefore, under the law due protection can be provided to them strictly in accordance with law. It would suffice to say that petitioners, being citizen of Pakistan, shall not be harassed and they shall continue enjoying guarantee, provided by the Constitution and other laws of the land; and any breach thereof shall open the guilty not only to legal action, provided such act, but to contempt of this Court.

In view of such statement, the concerned SHO is directed to provide legal protection to the couples (Petitioners) and to ensure that no undue harassment is caused to them.

This petition stands disposed of in the above terms with no order as to costs.

Let a copy of this order be communicated to the official respondents for information and compliance.

JUDGE

karar_hussain/PS*