

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

C.P No.D-08 of 2020

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DATE

ORDER WITH SIGNATURE OF JUDGE(S)

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For hearing of M.A No.43/20.

For hearing of main case.

14-01-2020

Mr. Imdad Hussain A. Shahani, Advocate for petitioners.

Mr. Muhammad Ismail Bhutto, Addl. Advocate General a/w SIP Mirzo Khan o/b of SSP Hyderabad, SIP Najamdin o/b of SHO PS Qasimabad and SIP Hassan Ali SHO PS Dari District Larkana and ASI Ashraf Ali Investigating Officer.

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Mr. Muhammad Rafique Abro, Advocate files power on behalf of petitioner No.1, which is taken on record.

Learned A.A.G files comments of respondents No.5 to 7, which are also taken on record and copy whereof has been supplied to learned counsel for the petitioners.

Pursuant to order dated 03.01.2020, respondents No.5 & 6 have produced petitioner No.1 Mst. Bibi Asmara, who is present in Court. She submits that presently she wants to go with her father Syed Sattar Ali Shah, who is also present in Court. She further submits that she has married with Syed Sajjad Ali Shah (petitioner No.2) out of her own free will and accord and nobody has kidnapped / abducted her. It has been informed by learned A.A.G that statement U/S 164 Cr.P.C of petitioner No.1 was also recorded by the concerned Judicial Magistrate at Larkana wherein she had categorically stated that she intends to go with her father. Respondent No.10 Zubair Ahmed / Complainant of the F.I.R who is also present in Court submits that he will not pursue the subject F.I.R.

Facing the above situation, learned counsel for the petitioners does not press this petition and submits that very purpose of filing this petition has been achieved.

In view of the above, the petition is disposed of. However, petitioner No.1 Mst. Bibi Asmara being major and *sui juris* is allowed to go with her father. Investigating Officer of the case is directed to record the statement of petitioner No.1 today in the office of Additional Registrar of this Court and after placing its copy on record of this petition, submit the same before concerned Judicial Magistrate for passing an appropriate order as per law.

JUDGE

JUDGE

*\*Fahad Memon\**