

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

C.P. No.D- 121 of 2022

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DATE

ORDER WITH SIGNATURE OF JUDGE(S)

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1. For orders on office objection.
2. For hearing of M.A- 613 of 2022 (Stay application).
3. For hearing of main case.

06.04.2022

None present for the petitioners.

Mr. Muhammad Ismail Bhutto, Additional Advocate General, Sindh alongwith Ghulam Shabir of P.S B-Section and ASI M. Iqbal Wagan of P.S Khadar District Shaheed Benazirabad.

Mr. Shawak Rathore, D.P.G.

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Through instant petition, petitioners have sought quashment of the proceedings emanating from FIR No.12 of 2022, registered at Police Station B-Section District Shaheed Benazirabad, under sections 365-B PPC, on the ground that it has been lodged falsely and without any substance.

On 15.02.2022, respondent No.2 filed his parawise comments which reflects that pursuant to direction of this Court, alleged abductee (petitioner No.1) was produced before the Civil Judge & Judicial Magistrate, Nawabshah, where her statement u/s 164 Cr.P.C. was recorded, wherein she contended that she contracted marriage with petitioner No.2 on her own free will and choice without any coercion or pressure from any quarter. She is the only star witness of the case as being alleged. In her said statement petitioner No.1 has categorically stated that case of her abduction (subject FIR), which has been lodged by her father Sikandar Ali, is false, fabricated and has been lodged without any substance. Besides, she contended that allegation with regard to abduction of her sister Mst. Asia is also exaggeration of facts as she at the relevant time was with their father. Under these circumstances, since alleged abductee (petitioner No.1) categorically stated that subject FIR is false, fabricated and same is opined by the I.O of the case who is present, no

purpose will be served if such FIR is kept alive. Accordingly, the proceedings emanating from FIR No.12 of 2022, registered at Police Station B-Section Nawabshah District Shaheed Benazirabad, under section 365-B PPC, are hereby quashed.

Petition stands disposed of in above terms alongwith listed application. Office shall communicate copy of this order to District & Sessions Judge, Shaheed Benazirabad.

JUDGE

JUDGE

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