

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. S - 134 of 2022

Date of hearing	Order with signature of Judge
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Hearing of case

1. For orders on office objection at Flag-A
2. For hearing of main case

22.05.2023

Mr. Alam Sher Bozdar, Advocate for the petitioner.

Mr. Muhammad Tarique Panhwar, Advocate for respondent No.1.

Mr. Ali Raza Baloch, Assistant Advocate General Sindh.

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Respondent No.1/plaintiff filed Family Suit No.50 of 2021 against the petitioner for recovery of dowry articles, which was decreed by the Family Judge-I, Bhiria after recording pro and contra evidence of the parties and farming of issues, vide judgment and decree dated 17.02.2022. Against that, the petitioner preferred Family Appeal No.21 of 2022, which was also dismissed by the learned Additional District Judge-II, Naushahro Feroze vide judgment dated 27.06.2022 and decree drawn on 30.06.2022. Against that concurrent findings of the Courts below on factual issue of return of dowry articles to respondent No.1, instant Constitutional Petition has been preferred by the petitioner.

Heard learned counsel for the petitioner, respondent No.1 as well as learned A.A.G. and perused the material available on record.

It appears from the record that in his pleadings, the petitioner has specifically pleaded in Para No.4 & 8 of his written statement that no dowry article was given to respondent No.1, however, in his evidence, he has taken contrary stance by deposing that at the time of *rukhsati*, parents of the plaintiff gave her few pairs of cloths in suitcase as dowry articles;

hence, whatever pleaded by the petitioner, being self-contradictory, is not believable.

The impugned judgment passed by the Appellate Court appears to be well discussed, which does not require any interference of this Court under its constitutional jurisdiction; hence, instant petition being devoid of any merits is **dismissed** accordingly.

Abdul Basit

J U D G E