

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Criminal Miscellaneous Application No. S-468 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection.
2. For hearing of M.A No.900/24 (E/A)
3. For hearing of main case.

13.08.2024

Mr. Sajjad Ali Gopang advocate for applicant a/w applicant.

Mr. Shahzado Saleem Additional P.G Sindh, along with Inspector Muhammad Aslam Jamali SHO PS Tando Jan Muhammad, Inspector Vijay Kumar SHO PS Jhudo, Inspector Saleem Siraj SHO PS Digri, Aftab Talpur DSP Digri and Inayat Zardari Incahrge CIA Mirpurkhas.

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ORDER

Adnan-ul-Karim Memon, J. Through this application, the applicant has filed application for recovery of detenue Mst. Nadia who is allegedly in illegal detention of respondents No 3 to 8.

2. At the very outset, learned counsel for the applicant submits that on 27.07.2024 respondents No.3 to 8 raided the house of the applicant and forcibly took away 5 to 10 males and females of her family including the detenue and since then the detenue Mst. Nadia is in illegal detention of respondents No.3 to 8.

3. learned Additional P.G Sindh has submitted that he applicant's brother namely Zulfiqar alias Bhutto is warranted in double murder case FIR No: 117/2024 under section 302, 396, 397, 460, 34 PPC registered at Police Station Kot Ghulam Muhammad The FIR has been registered on 26 07.2024. The case is under investigation. He added that the applicant claimed that on 27th July 2024 Police conducted a raid at village Ahmed Khokhar and took away the alleged detainee to verify the claim of the applicant, the Police team visited the said village to ascertain the veracity of the applicant's version. The Police met with a notable of the village namely Asghar Khokhar, who unearthed the fact that he is the friend of Zulfiqar alias Bhutto. On 26th August 2024, Zulfiqar alias Bhutto came along with women folks and went away after leaving them. On 27th August

2024 Police came and inquired about Zulfiqar alias Bhutto and all facts were disclosed before the police. On 28th August 2024, Zulfiqar alias Bhutto along with his wife, and son Muhammad Saleem (husband of the alleged detainee) came and the alleged detainee was with them and now they have left some unknown location. He argued that this is not a case of detention but a case of self-hide which has been managed by the applicant party to save their skin from the charges of the double murder case and to apply pressure on police to influence and hamper the ongoing investigation of the murder case. If this is the position of the case let FIR of the missing lady be lodged by the SHO concerned for safe recovery of detainee Mst. Nadia and fair investigation be conducted under law, however this case shall not be disposed of under A class.

4. In the above terms, the instant Crl. Misc. Application is disposed of.

JUDGE

Jabbar