

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

Constitution Petition No. S-340 of 2024

DATE ORDER WITH SIGNATURE OF JUDGE

1. For orders on M.A No.942/24.
2. For orders on office objection.
3. For orders on M.A No.943/24.
4. For hearing of main case.

30.08.2024.

Mr. Shoukat Ali Kaka, Advocate for petitioner.

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1. Urgency application is granted.
3. Exemption application is granted subject to all just exceptions.

2&4. Through instant petition, the petitioner seeks direction *inter alia* to respondents Nos.2 to 5 (Police Officers) to conduct the raid at the house of respondents No.6 to 11 and get the detainees Mst. Sanam (her daughter) and Azan Ali (her maternal grandson, aged about one month) and produce them before this Court and then to left them at liberty.

Heard and record perused.

It appears that before filing instant petition, the petitioner had filed Cr. Misc. Application No.S-229 of 2024 before this Court wherein SSP Jamshoro submitted his compliance report which reflected that hectic efforts have been made by the police for the recovery of the alleged detainees; however, the same could not be found fruitful for want of proper place of their detention. In this regard, the applicant Mst. Sadori has already lodged an

F.I.R. bearing No.68 of 2024 at PS Kotri, District Jamshoro under Sections 365, 458 and 337-A(i) PPC.

It further appears that the respondent No.7 namely Ghulam Mustafa, who is husband of Mst. Sanam and father of Azan Ali is absconder in the said F.I.R. wherein the police has submitted interim challan before the Judicial Magistrate concerned. The said Cr. Misc. Application was disposed of by this Court vide order dated 16.08.2024 with direction to the applicant to inform the SHO / I.O about the location of the alleged detainees whenever it comes in her knowledge and thereafter the police shall raid at the pointed place for their recoveries. However, in the instant petition, the petitioner has failed to show the present location of the alleged detainees as she has mentioned in the title of the petition the same address which she had given in Cr. Misc. Application NO.S-229 of 2024, where police had already raided and the detainees were not found there. I therefore, ***dismiss*** this petition in ***limine*** along with listed application with directions that in case any fresh location is come into the knowledge of the petitioner, she would approach the concerned SHO / I.O as per the order dated 16.08.2024 passed in Cr. Misc. Application No.S-229 of 2024, who shall raid at the pointed place.

JUDGE

****Hafiz Fahad****