

ORDER SHEET

**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**

**C. P. No. D – 923 of 2024**

|                 |                               |
|-----------------|-------------------------------|
| Date of hearing | Order with signature of Judge |
|-----------------|-------------------------------|

**Fresh case**

1. For orders on CMA No.3627/2024 (U/A)
2. For orders on office objection at Flag-A
3. For orders on CMA No.3628/2024 (Ex./A)
4. For hearing of main case

**25.09.2024**

Mr. Muhammad Uzair Shaikh, Advocate for petitioner.

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**1.** Urgency is granted.

**2 to 4.** It has been observed that the petitioner (Ghulam Fatima) married to Badaruddin Khuhro just two days after her husband pronounced divorce to his first wife (Shehnaz), therefore, her request for traveling abroad (Canada) and to become its permanent resident has been declined as allegedly the procedure envisaged by the Muslim Family Ordinance, 1961 has not been followed, where the first wife had filed reconciliation application as per law. Learned Counsel states that the view taken by the Visa Officer is not in accordance with the Islamic Injunctions as her husband has validly divorced his first wife according to the Islamic law.

As the matter pertains to foreign visa, which is not within jurisdiction of this Court, the petitioner may seek alternate remedies which may include filing an appeal against the refusal order or inter alia to file a suit for obtaining declaration from a competent court having jurisdiction in the matter.

In these circumstances, the learned Counsel does not press this petition, which is **disposed of** accordingly.

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