

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

Criminal Miscellaneous Application No.S-537 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE
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14.10.2024

Mr. Arbab Ali Junejo advocate along with applicant.
Respondent No.6 Anwar Ali present in person.
Ms. Sana Memon, Assistant Prosecutor General along with SIP
Muneer Ali SHO PS Jhol District Sanghar present in person.

The alleged detinue, namely Mst. Razia has been produced in Court today and has been positively identified by the Applicant to be his daughter.

Mr. Shahid Khanzada, advocate, has filed his vakalatnama on behalf of the alleged detinue and the Respondent No.6, enclosing copies of a Nikahnama and an Affidavit of Freewill, reflecting that they, being sui juris, entered into a marriage of their freewill. A copy of the order dated 30.07.2024 made in Criminal Miscellaneous Application No.1298/2024 whereby they had jointly sought and been granted protection has also been filed.

Under the circumstances, the matter does not appear to be one of unlawful detention. However, counsel for the applicant has nonetheless sought to contend that the alleged detainee is a minor. As such a matter cannot be determined within the parameters of the instant Criminal Miscellaneous Application under S.496 Cr.PC, the same stands dismissed accordingly, leaving the Petitioner at liberty to avail such other remedies as may provided by law.

JUDGE