

ORDER SHEET
**HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD**

Cr. Misc. Application No.S-100 of 2025

DATE

ORDER WITH SIGNATURE OF JUDGE

26.02.2025

Applicant is present in person

Mr. Siraj Ahmed Bijarani Assistant P.G Sindh a/w ASI
Abdul Qayoom of P.S Shahpur

Respondent No.7 is present alongwith minor/alleged
detainee

Respondents No.5 and 6 are present and file Vakalatnama of Mr. Mir
Murtaza advocate on their behalf, which is taken on record.

Through captioned application, applicant seeks directions against the
official respondents to recover his son/alleged detainee child Zain-ul-Abdin and
produce him before this Court. Today respondent No.7, who is mother of
minor/alleged detainee is present alongwith minor and state that alleged detainee
is not in any wrongful confinement and that she is mother of minor and the minor
aged about five years is living with her under her care.

From the contentions of the parties it appears that applicant and
respondent No.7 are husband and wife and on account of some dispute now the
mother/respondent No.7 is living separately alongwith children, hence the
allegations of wrongful confinement of alleged detainee/minor are flimsy in
nature and do not attract a prudent mind and the matter squarely falls within the
ambit of Guardian and Wards Act. Accordingly present Criminal Miscellaneous
Application stands dismissed being misconceived and not maintainable; however,
the applicant is at liberty to approach the Court of competent jurisdiction, if so
desire, in accordance with law.

JUDGE

Sajjad Ali Jessar

