Date of hearing	Order with signature of Judge
21.04.2021.	

1. For orders on office objections.
2. For orders on maintainability of main case.

Mr. Muhammad Bilal Bhutto, Advocate for petitioners.
Mr. J.K Jarwar, Advocate for respondents No.3 and 4.
SIP Mashooque Ali, SIO P.S Mehrabpur.

The petitioners are present in person. The lady petitioner Mst. Dil Awez has recorded a statement with the Investigating Officer of the case that she had been divorced by earlier husband; came back to her parents and then with her own freewill has married petitioner No.2 Ahmed Shah and that she is living happily with him. The investigating officer submits that statement recorded by the petitioner No.1, which had not been recorded by him earlier as the lady petitioner was too afraid to appear at the police-station, will be filed by him with the concerned Magistrate alongwith supplementary challan and then the learned Magistrate will take a decision thereupon in accordance with law.

Learned counsel appearing for the respondents No.3 and 4 on the other hand has argued that statement made by the lady petitioner that she had been divorced earlier is not correct. Be that as it may, the respondent No.3 is at liberty to pursue any legal remedy which may arise as a consequence of his assertion that divorce has not taken place. In-fact we noticed from the documents filed by the learned counsel for respondents that suit for jactitation of marriage is already pending before the learned 3rd Family Judge, Kandiyaro.

Learned counsel for the petitioners is satisfied and does not wish to press this petition any further, which is disposed of in the foregoing terms.

In the meantime, till the investigating officer of the case has filed subsequent challan/ report and the learned Magistrate has taken a decision the petitioners may not be arrested. It is clarified that the learned Magistrate shall use his own independent mind to decide the matter further.

Judge

Judge