

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P No. S – 177 of 2025

Fresh case

1. For orders on CMA No.68/2026 (U/A)
2. For orders on office objection at flag 'A'
3. For orders on CMA No.551/2025 (Ex.A)
4. For orders on CMA No.552/2026 (S/A)
5. For hearing of main case

26.01.2026

Mr. Muhammad Aslam Gadani, Advocate along with Petitioner

ORDER

1. Urgency granted.

2to5. Through instant Constitutional Petition, the Petitioner has impugned the judgment dated 13.06.2025 and decree dated 17.06.2025 passed by Court of Additional District Judge-II, Khairpur Mirs in Family Appeal No.93 of 2024.

Learned counsel for the petitioner has contended that earlier in Family Suit No.65 of 2023, learned trial Court was placed to grant maintenance of each minor at Rs.5000/- per month; however, the learned Appellate Court in above noted Family Appeal has increased the same to Rs.15000/- per month. Learned counsel has contended that the petitioner has limited means and does not have resources to comply with the modification in the maintenance amount.

When specifically confronted, the petitioner, who is also present in Court, conceded that he is drawing a salary of over Rs.250,000/- per month. Further no defect, irregularity or illegality is specifically pointed out in the impugned order, which requires no interference. Consequently, the instant Constitutional Petition is dismissed in *limine* along with listed applications.

At this juncture, learned counsel for the petitioner states that the arrears of maintenance are exorbitant and he will not be able to pay the same in one tranche. In this respect, he may prefer an application before the executing court, which may decide the same on its own merits.

Judge