

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD
C.P. No.D-2105 of 2025

| DATE | ORDER WITH SIGNATURE OF JUDGE |
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| | 1. For orders on office objections. |
| | 2. For hearing of M.A. No.8946/2025. |
| | 3. For hearing of main case. |

09.12.2025

Mr. Mazhar Ali Laghari, Advocate for petitioners along-with petitioner No.1.

Mr. Rafique Ahmed Dahri, Assistant Advocate General, Sindh along-with SIP Abdul Sattar Jatoi PS Jhol District Sanghar.

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Mr. Bhooro Bheel, Advocate, has filed a Vakalatnama on behalf of respondent No.5, which is taken on record.

Petitioner No.1 states that, after embracing Islam, she changed her name from Sonia to Mst. Saba and contracted marriage with petitioner No.2, Ali Murad, of her own free will and without any compulsion or coercion. She further submits that due to the unceremonial nature of their marriage, her father (respondent No.5) lodged FIR No.90 of 2025 at Police Station Jhol, District Sanghar, under sections 365-B and 34 PPC against her husband and others. Therefore, learned counsel seeks protection for the petitioners.

Learned counsel for respondent No.5 contends that petitioner No.1 is a minor and therefore cannot legally contract marriage in view of the bar contained in the Sindh Child Marriage Restraint Act.

Petitioner No.1, who is present in Court, has categorically denied the allegations mentioned in the FIR, including the issue of minority.

Today, the police officer present submits that in light of the statement of petitioner No.1 recorded in Court, the subject FIR will be disposed of under “C-Class,” and a report to this effect will be submitted before the concerned Magistrate. Upon submission of such report, the learned Magistrate shall pass appropriate orders strictly in accordance with the statement of petitioner No.1.

Accordingly, this petition is disposed of in terms of the statement of petitioner No.1 recorded in Court, and the same shall be brought to the notice of the concerned trial Court where the case is pending. The police officer present is

directed to provide protection to the petitioners in accordance with law and ensure that no harassment is caused to them.

At this stage, learned counsel for the petitioners submits that the SHO, Police Station Jhol, allegedly took away a goat and a buffalo belonging to the petitioners. The said SHO is hereby directed to return the goat and buffalo to the petitioners without delay. SSP shall take disciplinary proceedings against all delinquent officials the same shall be concluded in one month.

In view of the voluntary statement of petitioner No.1 and the assurance of the police regarding disposal of the FIR under C-Class, the petition stands disposed of with directions for protection of the petitioners and return of their livestock if any. The concerned Magistrate shall act strictly in accordance with the petitioner's statement upon submission of the police report.

JUDGE

JUDGE

Muhammad Danish