

ORDER SHEET

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT
LARKANA**

***Constitution Petition No. S-162 of 2026
Ali Gul v. P.O Sindh & others.***

Date	Orders with signature of Judge
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1. For orders on office objections 'A'.
2. For orders on maintainability of main case.

18-06-2026.

Mr. Aijaz Ali Kalhor, Advocate for petitioner.

Mr. Abdul Waris Bhutto, Assistant A.G.

Mr. Nazir Ahmed Bangwar, Deputy Prosecutor General.

At the very outset, learned counsel for the petitioner produced on record a statement under section 161, Cr.P.C. by the alleged abductee, wherein she did not support the allegations of illegal detention or confinement and expressly denied being under any unlawful restraint.

Learned counsel for the petitioner, however, contended that although the alleged detainee has admittedly solemnized marriage of her own free will, the petitioner, being her father, has serious apprehensions regarding her life and liberty and, therefore, seeks intervention of this Court.

Conversely, the learned Law Officers submitted that the present petition is wholly misconceived. They pointed out that the petitioner was respondent in Constitutional Petition No.D-3107 of 2025 filed before the High Court at Karachi by the alleged detainee, namely Mst. Asia. In the said petition, she categorically asserted that she had not been abducted and that the FIR No.50 of 2025, lodged at the instance of the present petitioner's side, was false and baseless. Consequently, the said case was disposed of as "C" Class. According to the learned Law Officers, the present proceedings have been initiated merely to harass the alleged

detainee and to disturb her peaceful matrimonial life; therefore, the petition is liable to be dismissed.

Heard and perused the available record.

The record reflects that Mst. Asia, daughter of the present petitioner, had earlier approached the High Court at Karachi through Constitutional Petition No.D-3107 of 2025, wherein she categorically stated that she had neither been abducted nor was she under the unlawful custody of any person. She further expressed her desire to reside with her husband and asserted that she was living a peaceful matrimonial life. Pursuant thereto, the proceedings initiated on the basis of FIR No.50 of 2025 were disposed of accordingly.

It further appears that an application under Section 491, Cr.P.C. filed by the present petitioner before the learned Sessions Judge, Kamber-Shahdadkot, had already been adjudicated upon and disposed of. In these circumstances, the present petition appears to be a repetition of earlier proceedings on the same subject matter.

In view of the material available on record, particularly the unequivocal stance of Mst. Asia regarding her free will and choice to reside with her husband, no case of illegal detention or unlawful confinement is made out. Merely at the insistence of the petitioner, this Court cannot direct the production of a major woman who has already expressed her independent choice before the competent forums. The repeated attempts to involve Mst. Asia in litigation, despite her consistent stance, prima facie suggest an ulterior motive on the part of the petitioner. Accordingly, the instant petition, being misconceived and devoid of merit, is dismissed.

However, keeping in view, in order to ensure the safety of the alleged detainee, it is directed that if Mst. Asia continues to reside with her husband at Karachi, she shall be provided protection against any unlawful interference, harassment, or high-handedness from any quarter, strictly in accordance with law.

Let a copy of this order be communicated to the Senior Superintendent of Police, West Karachi, and the Senior Superintendent of Police, Kamber-Shahdadkot, for information and necessary compliance.

JUDGE