

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P No.D-3845 of 2026
(*Muzammil v Province of Sindh & others*)

Date	Order With Signature Of Judge
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Before:-

Mr. Justice Adnan-ul-Karim Memon

Mr. Justice Adnan Iqbal Chaudhary

Date of hearing and order:-10.07.2026

None present for the petitioner.

Ms. Uzma Abbas, advocate for respondent No.4

Mr. Imran Ahmed Khan Abro, AAG along with DSP (Legal) Sajid Gujjar on behalf of AIGP Legal CPO Sindh and SI Imran, PS Liaquatabad.

Minahil Zahid present in Court.

ORDER

Adnan-ul-Karim Memon, J The petitioner, Muzammil son of Muhammad Yasin, filed the instant petition under Article 199 of the Constitution seeking quashment of FIR No.193/2026 registered under Sections 364-A PPC and 3/4 of the Child Marriage Act at Police Station Liaquatabad, along with directions for protection and custody of Minahil Zahid, whom he claimed to be his wife.

2. None present on behalf of the petitioner, however on the previous date of hearing, learned counsel for the petitioner appeared and submitted that the petitioner solemnized marriage with Minahil Zahid on 28.03.2026 with her free will and in accordance with Sharia and law. It was contended that the FIR lodged by the father of the girl was false, motivated and intended to harass the petitioner, while the girl had been unlawfully detained by her family. The petitioner alleged violation of his fundamental rights and sought appropriate protection from the respondents.

3. Pursuant to notice issued by this Court, Mst Minahil Zahid and the Investigating Officer appeared. The Investigating Officer submitted that her statement under Section 164 Cr.P.C has already been recorded. The Investigating Officer stated that the progress report would be submitted before the competent Court for appropriate order based on the statement of lady.

3. Today, the petitioner and his counsel remained absent despite a call, which shows that they have lost interest in the matter, therefore this Court is left with no option but to dismiss the case in default.

4. It is, however, clarified that dismissal of the petition in default shall not be construed as an adjudication upon the validity, legality, or status of the marriage

between the petitioner and Mst. Minahil Zahid, if any nor shall it prejudice any claim or defence available to either party before the competent forum.

6. The question regarding the subsistence, validity, or otherwise of the purported marriage, including all connected matrimonial issues, shall remain open to be determined by the competent Family Court in accordance with law, keeping in view the latest decision made by the Hon'ble Federal Constitutional Court in the relevant legal context which needs to be looked into by the concerned Court, where brought into knowledge.

7. Accordingly, without expressing any opinion on the merits of the matrimonial dispute or the allegations contained in the FIR, the instant petition is dismissed in default due to non-prosecution and non-appearance of the petitioner and his counsel.

JUDGE

JUDGE

Shahzad Soomro