

ORDER SHEET
IN THE HIGH COURT OF SINDH CIRCUIT COURT
MIRPURKHAS

Criminal Misc. Application No.S-188 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For order on office objection.
 2. For hearing of main case.
- 20.07.2026

Mr. Om Parkash H. Karmani, advocate for the applicant a/w applicant.

Mr. Qabool Khan Shar, advocate for the respondent No.3 a/w respondent No.3

Mr. Ghulam Abbas Dalwani, D.P.G a/w Mr. Zakarya Korejo DSP Legal Sanghar appeared on behalf of SSP Sanghar, Mr. Pervaiz Akhter Qureshi DSP/SDPO Jam Nawaz Ali and Inspector Kirshan Lal SHO PS Jam Nawaz Ali.

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The applicant, Zulfiqar Ali, has invoked the jurisdiction of this Court under Section 491 Cr.P.C., averring that his minor daughter, Jobi, was forcibly removed and unlawfully detained by private respondents Nos.3 to 5 within their custody. On the strength of these averments, Rule Nisi was issued. Respondent No.3, appearing through learned counsel Mr. Qabool Khan Shar, initially sought time to produce the alleged detainee, but subsequently conceded that his client was beyond his contact. In these circumstances, the Rule Nisi was made absolute, and the SSP Sanghar was directed to depute a police officer, not below the rank of DSP, to ensure production of the alleged detainee before this Court.

In compliance, the alleged detainee has been produced before the Court today. From her physical appearance, she is apparently a minor of about fourteen years of age. She has affirmatively stated that she has not contracted marriage with any person and that she was confined against her will by respondents Nos.3 to 5. She has further expressed her clear and voluntary willingness to reside with the applicant, her natural father. Accordingly, she is set at liberty forthwith.

Having regard to her statement, which unequivocally establishes her illegal confinement at the hands of respondents Nos.3 to 5, the applicant and the alleged detainee are at liberty to approach the concerned SHO for recording of statement under Section 154 Cr.P.C. Should a cognizable offence be disclosed therefrom, the same shall be registered and proceeded with strictly in accordance with law.

The applicant has voiced a genuine apprehension of threat to his life and that of the alleged detainee. Given the sensitivity of the matter, Mr. Zakarya Korejo, DSP Sanghar, is directed to extend requisite protection to the applicant and the alleged detainee to ensure their safe passage to their intended destination.

At this juncture, learned counsel for the applicant has pressed an application seeking antedating of the hearing presently fixed for 21.07.2026. Having heard learned counsel and having carefully examined the record, this Court finds no exceptional circumstance or sufficient cause justifying the advancement of the date already fixed. The application, being devoid of merit, is accordingly dismissed.

For the foregoing reasons, the instant application stands disposed of in the above terms.

JUDGE

Adnan Ashraf Nizamani