

IN THE HIGH COURT OF SINDH CIRCUIT COURT MIRPURKHAS

Crl. Misc. Application No.S-254 of 2026

[Ali Muhammad Vs. SSP Sanghar and 03 others]

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Mr. Sarwan Bheel, advocate for the applicant.

Date of hearing 11.09.2026

Date of Order 11.09.2026

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ORDER

Muhammad Humayon Khan, J.; Through this Criminal Miscellaneous Application, the applicant has impugned the Order dated 10.04.2026 passed by learned Additional Sessions Judge/Special Judge Anti-Rape Act(GBV), Khipro, whereby learned trial court accepted the recommendation of the I.O to dispose of the FIR No.72/2026, under section 365-B, 109 and 34 P.P.C, 3/4 Child Marriage Act, 2013 of PS Mangli under 'C' class.

2. Learned counsel appearing on behalf of the applicant states that the impugned order was passed without proper appreciation of the material available on record. He submitted that the applicant's sister, Mst. Soomal had been forcibly abducted by the nominated accused and that the learned Court below erred in accepting the police recommendation. He, therefore, prayed that the impugned order be set-aside.

3. I have perused the record with the assistance of learned counsel for the applicant. The impugned order reflects that Mst. Soomal, in her statement recorded under Section 164 Cr.P.C stated that she had contracted marriage with Muhammad Ishaque of her own free will and that no one had abducted her. Likewise, in her application dated 03.07.2025 seeking recording of the said statement, she described herself as aged 19 years and asserted that she had voluntarily contracted marriage on 20.06.2025. These assertions contradict the version set out in the FIR. The learned Court below considered her statements, police papers and the prosecution report before accepting the recommendation for disposal of the case under cancelled "C" class.

4. In the circumstances, I concurred with the findings in the impugned Order and I see no ground for setting aside the same, therefore, instant Crl. Misc. Application merits no consideration and same stands **dismissed** in *limine* alongwith pending application(s).

**JUDGE**

*\*Faisal\**