HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.S-601 of 2026
[Mst. Nadra vs. Province of Sindh and others]

Petitioner:	Through Mr. Nisar Ahmed Channa, Advocate, a/w petitioner
Official respondents:	Through Mr. Allah Bachayo Soomro, Additional A.G. Sindh, and Siraj Ahmed Birajani, a/w SIP Sher Muhammad
Respondent No.4:	In person alongwith alleged detainees
Respondents No.5to7:	None present
Date of hearing	05.11.2026
Date of Decision	05.11.2026

O R D E R

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ADNAN-UL-KARIM MEMON J The petitioner has filed this Constitutional Petition under Article 199 of the Constitution of Islamic Republic of Pakistan, seeking recovery of her two minor sons, Jahanzaib aged 05 years and Muhammad Zohan aged 03 years, and her deaf and mute brother, Muhammad Shakeel, alleging that private respondents No.4 to 7 had forcibly taken them away and were keeping them in illegal custody. She further alleged that despite approaching the police, no recovery was effected and she was also threatened by the private respondents.

2. Learned counsel for the parties submit that the matter has been amicably settled between the petitioner and Respondent No.4, who are husband and wife, and both have expressed their willingness to resume their matrimonial life and reside together at Hyderabad or at any other place of their mutual choice.

3. Respondent No.4 has undertaken to properly maintain the petitioner and their minor children and shall not create any obstruction or restriction in the petitioner's access to, meeting with, and custody of the minor children.

4. Both parties have agreed to resolve their matrimonial differences amicably and live together peacefully.

5. In view of the amicable settlement arrived at between the parties, their statements recorded before this Court and the undertaking furnished by Respondent No.4, this Court expects that he shall treat the petitioner with dignity and respect, provide her proper maintenance alongwith all necessities of life, and shall not

subject her to any form of harassment, ill-treatment or restriction. He shall also ensure that the petitioner is not deprived of her right to meet, interact with and remain in contact with their minor children. Both parties shall make sincere efforts to resume their matrimonial life peacefully at Hyderabad or at any other place of their mutual choice, without interference from either side of their respective families.

6. In view of the above settlement, no further grievance survives in the instant petition. Accordingly, the petition stands disposed of in terms of the settlement and undertaking given by the parties. However, in case of any breach of the undertaking or recurrence of any threat or harassment, the petitioner shall be at liberty to avail herself of the remedy available under the law. It is clarified that the welfare and best interests of the minors shall remain paramount, and the present arrangement shall not prejudice either party's right to approach the competent Guardian Court, if so required.

7. The petition stands disposed of accordingly, alongwith pending applications, if any.

JUDGE

Sajjad Ali Jessar