


DPP, Umar Niaz for the state, Abid Ali

Advocate for petitioner present.

- (2). Through the petition in hand, petitioner/mother requested for the recovery of minor, Sarfaraz Ali aged about 8 months in custody of respondent. On 26.11.2019 notice was issued to the respondent through bailiff of the court and SHO PS Lower Orakzai with the direction to recover the

minor and produce him along with respondent before the present court. The notice returned with the report that the minor, Sarfaraz Ali has been shifted by the father to District Banna, the place of posting of the respondent being an employee of the FC. The petitioner on the same date appeared in person and requested for issuance of process through lady Police and accordingly process was issued through bailiff of the court with the help of SHO concerned with the directions to search the house of the respondent and the minor if found be produced before the court. The report of the bailiff again submitted yesterday and it was reported that despite search of the house through lady official and in presence of SHO PS Kalaya, the minor was not found inside the house and it was communicated to them by the inmates of the house of the respondent that the minor has been shifted to District Banna by the respondent. On 28.11.2019 the under-signed was availing casual leave. Therefore, the case was put up before the acting Sessions Judge and after submission of report to the acting sessions judge, statement of the bailiff was recorded by the ASI-1, Orakzai on 28.11.2019 and the case was fixed for today before the under-signed for further proceedings.


29-11-19
ASCHAB ULLAH
District & Sessions Judge
Orakzai at Haripur

5

- (3). Admittedly, the minor is not available in the house of respondent hence, the petition stands infructuous and is disposed of accordingly. Petitioner is at liberty to avail her remedies from the proper forum.
- (4). File be consigned to the Sessions Record Room after further necessary completion and compilation.

Announced:
29.11.2019



(ASGHAR SHAH)
Sessions Judge,
Orakzai at Baber Mela.

29.11.19

~~ASGHAR SHAH~~
District & Sessions Judge,
Orakzai at Hangu