

**IN THE SUPREME COURT OF PAKISTAN  
(APPELLATE JURISDICTION)**

**PRESENT:**

MR. JUSTICE IFTIKHAR MUHAMMAD CHAUDHRY, HCJ  
MR. JUSTICE MUHAMMAD SAIR ALI.  
MR. JUSTICE GHULAM RABBANI.

**C.M.A.No. 1915 of 2011**

**In**

**Const. P.No. 16 of 2004.**

Samar Minallah, etc.

Petitioners

Versus.

Federation of Pakistan thr. Secy. M/o Women Develop  
Social Selfare and Special Education, etc.

Respondents

On Court Notice:

M s. Sammar Minallah. (In person).  
Mr. Abdul Fateh Malik, A.G. Sindh.  
Mr. Aetizaz Ahmed Goraya, DPO, Sukkar.  
Mr. Fida Hussain Solangi, P/DSP.

Date of Hearing:

27.05.2011.

**ORDER**

**Iftikhar Muhammad Chaudhry, C.J.:-** Learned Advocate General, Sindh appeared alongwith DPO, Sukkur and submitted a report. He pointed out that FIR No. 07 of 2011 under sections 355, 350, 120-B, 310-A, 311 PPC has been registered in respect of the incident. Two accused have been arrested and steps are being taken to cause arrest of the other accused. As far as the girls who were agreed to be given as Sang Chatti have also been recovered. Some of them got recorded their statements under section 164 Cr.P.C, which have been produced. Their ages are in between six to fifteen years. Petitioner Mrs.Sammar Minallah, however, stated that the ages are even below six years and that the Jirga was held in violation of the provisions of section 310-A PPC as well as the judgment of the Sindh High Court reported in "**Mst. Shazia. Vs. Station House Officer and others**" (2004 P.Cr. L.J 1523).

2. Learned Advocate General, Sindh read out the statement of one of the girls namely, Mst. Irshad Khatoon who had admitted before the Magistrate that Jirga took place wherein her father Muhammad Parayal agreed to give hands of twelve girls as compensation (Sang Chatti) in the Nikah with fine of Rs.22,00,000/-, however, her Nikah so far has not been performed.

3. Mr. Aitzaz Goraya, DPO, Sukkur is present. He is directed to cause arrest of the accused persons as early as could be possible, collect evidence and submit challan against culprits before competent Court of law. The Court seized of the matter shall proceed with hearing of the case on day to day basis and shall dispose of the same as early as could be possible but not more than a period of three months after receipt of the challan. The progress report, however, shall be submitted to the Registrar of this Court within the period of fortnight by the DPO. A copy whereof shall also be sent by the Registrar to the petitioner for her information. Notice and CMA stands disposed of.

ISLAMABAD.

27.05.2011.

MAZI\*

*MAZI\**