

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD.
C.P.No.D-1177 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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For hearing of MA No.5769 of 2019

16.12.2025.

This petition is pending since long i.e. 2016 without any effective progress. Perusal of record it reflects that this matter was dismissed in non-prosecution vide order dated 01.04.2019, and thereafter a restoration application was filed but on one or the other pretext the counsel or the petitioner sought adjournments in the matter. On 20.08.2019, this matter was adjourned at the request of learned counsel. After that, on 25.04.2025, when the petitioner was called and the matter was adjourned. Lastly, this matter was taken up before this Court on 08.12.2025, the following order was passed.

“None present on behalf of petitioner. This case is pending since 2016 without any effective progress. Perhaps the petitioner has lost interest in the matter. In the interest of justice, let a final chance be given to the petitioner to appear and assist this Court on the next date of hearing; in case of failure, the matter shall be posted for non-prosecution and appropriate order shall be passed. To be fixed after one week.”

Today, the petitioner is present and once again seeking adjournment in the matter on the pretext that his counsel is called not available. This is an old matter pertains to the year 2016, without any progress in the matter, as such, this Court is left with no option but to dismiss this restoration application in default as *prima facie* the petitioner has no interest to pursue the case diligently. Accordingly, application MA No. 5769 of 2019 is dismissed in default.

JUDGE

JUDGE

Ahmed/Pa