

Order Sheet

IN THE HIGH COURT OF SINDH KARACHI
Constitutional Petition No. D – 3376 of 2019

Date	Order with Signature of Judge
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Direction :

1. For orders on CMA No.26534/2017 (Stay) :
2. For orders as to m :

10.12.2020 :

None present.

The petitioner and his counsel were absent on the last date of hearing and same is the position today. Record shows that on the last of hearing they were directed to satisfy the Court on the next date regarding maintainability of this petition in view of the order passed by this Court on 29.10.2020 in C.P. No.D-5344/2020 and notice in this behalf was ordered to be issued to them. In pursuance of the above order, notice was issued, but as per the bailiff's report dated 07.12.2020, notice could not be served upon them as their addresses were found to be incomplete ; however, the counsel was informed on telephone by the bailiff. It is the duty of every litigant and counsel not only to furnish their full and correct address to the Court to enable the office to serve the notice upon them, but also to pursue their case vigilantly and diligently. In case of disclosure of incomplete or wrong address or not disclosing new address in case of any change therein, the litigant shall have to suffer the consequences of non-service of notice or any adverse order that may be passed in his absence. In the instant matter, full and proper address was not filed either by the petitioner or by his counsel for the purpose of service of notice and they have not bothered to appear in this case to assist the Court regarding maintainability of this petition.

The matter has been called twice since morning, but the petitioner and his counsel remained absent on both occasions without any intimation although name of counsel has appeared in the cause list. It appears that they have lost interest in pursuing this petition, which is accordingly dismissed along with listed and pending applications with no order as to costs.

JUDGE

JUDGE