

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Civil Revision No. S- 19 of 1988

Date of hearing	Order with signature of Judge.
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Application in d/o case
For hearing of CMA 592/2021

24-01-2022

Mr. Nishad Ahmed Shaikh, Associate of Mr. A.M.Mobeen Khan, Advocate for the Applicants.

Mr. Ahmed Ali Shahani, Assistant A.G.

Through listed application, the Applicants seek recalling of order dated 24.05.2021, whereby CMA-1100 of 2020 through which request was made for recalling of order dated 07.12.2020, has been dismissed for non-prosecution. It appears that on 07.12.2020, this Civil Revision was dismissed through the following order:

“Adjournment is sought on part of learned counsel for the applicants on the ground that the concerned counsel is not well. Although I have granted two other adjournments in other cases, however, the distinction in this case it that it pertains to year 1988, with a specific warning of adverse orders it was fixed for today. On the last date of hearing, the learned counsel holding brief assured this court that he will proceed with this case if the concerned counsel is not available. In such circumstances, adjourn of this case is not available and the same stands dismissed for non-prosecution. Learned counsel for the private respondents states that R&Ps have been called in the matter. Let the same be returned accordingly”.

Applicants then filed CMA 1100 of 2020, which was dismissed once again for non-prosecution on 24.05.2021. Once application filed for restoration stands

dismissed, therefore, admittedly there is no provision for filing another application to recall order of dismissal of such application in non-prosecution. Even otherwise, order passed on 07.12.2020 appears to be a reasonable order as the matter pertains to 1988 and ought to have been proceeded diligently. Therefore, no case is made out. Application stands **dismissed**.

JUDGE

Ahmad