

*ORDER SHEET*

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD.**

C.P. No. S-1109 of 2017.

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE[s]</b>
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**15.04.2022.**

FOR HEARING OF MAIN CASE.

None present for the petitioner.

Mr. Ayaz Ali Rajpar A.A.G. Sindh.

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Petitioner has assailed the judgment and decree dated 24.5.2014 and an order dated 19.08.2015 passed in execution application and has prayed for the dismissal of suit No.20 of 2013. It appears that suit for maintenance bearing Family Suit No.20 of 2013 was decreed. Copy of the Judgment in Family Suit No.20 of 2013 and the decree drawn therein are available as annexure 'A' at pages 13 and 19 accordingly. The executing court, in pursuance of the decree then pass an order on 19.08.2015 in the same suit which is also impugned in these proceedings. It appears that without exhausting the remedy of any appellate authority, the jurisdiction of this court is invoked. The petitioner and his counsel are called absent. Even the memo of petition does not disclose as to how and under what authority the jurisdiction of this court is invoked. There is absolutely no ground that trial court had no territorial or otherwise jurisdiction to proceed with the matter. This being the situation and also on account of the fact that the petitioner and her counsel are called absent the petition being misconceived and is accordingly dismissed.

**JUDGE**

A.