

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
HCA No.366 of 2019



Order with Signature of Judge(s)

Fresh Case:

1. For order on CMA No.3875/2019 (Urgent)
2. For order on office objection a/w reply as at "A".
3. For order on CMA No.3876/2019 (Exemption)
4. For hearing of main case.
5. For order on CMA No.3877/2019 (Stay)

02.12.2019.

Mr. Zahid F. Ibrahim, Advocate for the appellant.

1. Urgency granted.
- 2-5. The instant High Court Appeal (**HCA**) has been filed impugning the order dated 06.11.2019 passed by the learned Single Judge in JM No.2 of 2000.

Mr. Zahid F. Ibrahim Advocate has appeared on behalf of the appellant and stated that since proceedings against the contemnors have been initiated hence the learned Single Judge was not justified in dispensing with their appearance.

The counsel has been heard and record has been perused.

It is noted that notices were issued to the contemnors for their personal appearance who have appeared on a number of dates but due to some reasons made request for dispensing with their personal appearance. It is noted that the learned Single Judge upon hearing the parties and after going through the facts and the record of the case granted the contemnors dispensation from the personal appearance but it could not be claimed that they have been given a clean chit not to appear before the Court for good rather from the order it is apparent that their appearance has been dispensed with till further order and the Court may call the contemnors as and when deemed fit and necessary. Moreover so far as the contempt matters are concerned the same are always between the Court and the contemnor. Hence, on the basis of these facts this HCA is found to be bereft of any merit and is hereby dismissed in limine alongwith the listed applications.

Judge

*Order
granted
on 3/12/19
2*

Tahseen/PA

Judge