

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

CTA No.11 of 2024

Order with signature of Judge(s)

Hearing of case

1. For orders on CMA No.2144/2024 (Urgent Application)
2. For orders on office objection a/w reply of the counsel
3. For orders on CMA No.1770/2024 (Exemption Application)
4. For hearing of main case

22.02.2024

Petitioner Syed Haseeb Abbas Zaidi is present in person

1. Urgency granted.
2. Deferred.
3. Exemption granted subject to all just exceptions.
4. Petitioner is present in person and states that he originally filed G&W No.1451 of 2022, which case is pending before IVth Civil & Family Judge, East Karachi, which matter was last heard on 29.01.2024 and during the intervening period more than 60 hearings have taken place in the matter however strangely when the matter was taken up on 29.01.2024 an application was moved by the counsel for the respondent (mother) that she wanted to have the instant case also transferred to some other Judge (XXI Civil/Family Judge, East, Karachi), where the family suit of the said respondent bearing No.2663 of 2022 is pending. Petitioner states that the respondent is applying delaying tactics, where the main custody application is being heard and the mother is enjoying interim custody. He submitted certain photographs to show that there were stiches on the eyebrow of the minor Syed Haider Abbas Zaidi aged about 5.2 years and one of his gum is also missing, which caused serious alarm to the petitioner. So also the petitioner wants to have the children admitted to Aitchison College, Lahore. Petitioner points out that the purpose of filing this petition was merely to have the family suit

transferred from XXI Civil/Family Judge, East to IVth Civil & Family Judge, Karachi however at later stage he states that he has no objection if the cases be heard by the respective courts i.e. Family Suit No.2663/2022 by the XXI Civil/Family Judge, East and the G&W No.1451/2022 by the IV Civil & Family Judge, East, Karachi.

Bailiff report suggests that the notice of the instant petition was served upon Respondent No.1 on 15.02.2024 and when the matter was taken up on 19.02.2024 Mr. Abdus Sattar, Advocate was in the Court intending to file Vakalatnama as he is also counsel for Respondent No.1 in both the cases progressing before the District East Courts and since the Board was discharged the matter was not taken up.

In these circumstances, the matter to come up on **27.02.2024** with intimation to Mr. Abbas Sattar, Advocate (Ledger No.17351) Mobile No.0333-3093998, having Office No.20, Kiyani Shaheed Plaza-II, Garden Road, near Anklesaria Hospital, adjacent IBA City Campus, Karachi as well as notice to Respondent No.1 to be sent by TCS.

JUDGE

B-K Soomro