

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
CTA No. 50 of 2023

Date	Order with signature of Judge
------	-------------------------------

1. For order on office objection
2. For hearing of CMA No.5640/2023
3. For hearing of main case

05.04.2024

None present for the applicant.

Mr. Abadul Hasnain, Advocate for the respondent.

Learned counsel for the respondent states that the grievance of the applicant is redressed to some extent since the Family Court-XIV Central Karachi has now been taken over by a new Presiding Officer, therefore, he requests that said Court be directed to conclude the trial and pass judgment in accordance with law after hearing both the sides and recording of evidence within 90 days, however, learned counsel states that an appeal has already been filed against the order dated 03.08.2023 where witness namely Ali Raza was directed to file fresh Affidavit-in-Evidence. Learned counsel states that order was not only prejudicial to the interest of the applicant, but at the same time also illegal as no such provision of law exists to demand a fresh Affidavit-in-Evidence. In these circumstances, interest of justice dictates that such order be set aside and the matter be taken up by the new Presiding Officer from where it was pending on 24.07.2023 and speaking judgment be passed within 90 days. This CTA is disposed of in above terms.

JUDGE