

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
M.A. No.42 of 2010

Date	Order with signature(s) of Judge(s)
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For hearing of main case

05.04.2021

Ms. Amna Salman, afdvocate for appellant
Mr. Saleem Ghulam Hussain, advocate for respondent No.1

Learned counsel for the appellant submits that respondent No.2 is not attending the proceedings since long, however, very short controversy other than merits. The opposition filed by the appellant claimed to have been delayed by three days. Second extension orally extended by three days was not taken into consideration. Mr. Salim Ghulam Hussain, Learned counsel for the respondent submits that without prejudice to the case of the respondent, in case their case is remanded they may be directed to explain such delay by filing an affidavit in support of application for condoning the delay and only in case the learned Registrar comes to conclusion that the delay is condonable, the opposition be heard on merits. Order accordingly. Miscellaneous appeal is disposed of in the above terms. However, by virtue of this order, the impugned order is set aside and subject to the outcome of the proceedings being remanded through these proceedings.

J U D G E

Gulsher/PS