

ORDER SHEET

**HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD**

2nd Appeal No.S-99 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
1.	For orders on urgency application
2.	For orders on exemption application
3.	For hearing of main case
<u>19.08.2026</u>	

Mr. Khadim Hussain Leghari, advocate for appellant

1. Urgency granted.
- 2&3. Appellant/plaintiff Mst. Sana Jarwar W/o Shahbaz Jarwar is aggrieved by the judgment dated 07.07.2026 passed by the Ist Additional District Judge Tando Allhyar in Civil Appeal No.05 of 2026. As per the copy of the plaint filed in F.C Suit No.306 of 2025 before the Ist Senior Civil Judge Tando Allahyar, the appellant/plaintiff had prayed for a declaration that the plaintiff is declared to be a national of Pakistan and entitled to have a CNIC, as well as sought ancillary directions from NADRA to issue a CNIC. The lower forum dismissed the suit under Order VII Rule 11 CPC in limine, as did the appellate forum, which upheld the trial Court's dismissal order.

After arguing the matter at length, given the ingredients of the claim as agitated by the appellant/plaintiff in the pleadings and the articulation of the impugned judgment passed by the lower fora, the learned counsel for the appellant/plaintiff, does not wish to press this lis before the regular bench and seeks permission to withdraw the lis and agitate the matter, afresh, before the Constitutional Bench. The appellant/Counsel is at liberty to do so subject to all legal consequences of a simplicitor withdrawal without notice. Accordingly, this IInd appeal is dismissed as withdrawn in the above terms.

JUDGE