

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
Const. Petition No. D-2737 of 2026

Date	Order with signature(s) of Judge(s)
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For orders as to non-prosecution.

27th August, 2026.

None present for the petitioner.

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Office has listed the instant matter for order as to non-prosecution, as learned counsel for the petitioner has failed to furnish the requisite sets and deposit the process fee/cost for issuance of notices to the respondents, which was ordered on 12.05.2026.

Today, despite repeated calls, none has appeared on behalf of the petitioner, nor has any intimation regarding the absence of the petitioner or his counsel been received. The requisite compliance has also not been made. Persistent non-appearance of the petitioner and his counsel, coupled with their failure to comply with the directions of the Court despite an opportunity having been granted, reflects a lack of diligence and interest in pursuing the instant petition. It appears that either the purpose for which the petition was instituted has already been achieved or the petitioner has otherwise lost interest in prosecuting the same. In either eventuality, the Court cannot be expected to keep the matter pending indefinitely. In view of the foregoing, instant petition is dismissed for non-prosecution along with all pending applications.

Apart from above, it has been noted on repeated occasions that despite orders having been passed for issuance of notice, the petitioner and/or learned counsel fails to deposit the requisite process fee, costs and sufficient sets of copies necessary for issuance and service of notices. Consequently, the office is constrained to place such matters before the Court for appropriate orders regarding non-prosecution, thereby consuming the valuable time of the Court. In view of such recurring situation, it is hereby directed that where an order has been passed for issuance of notice, the petitioner shall ensure deposit of the requisite process fee, costs and sufficient sets of copies, as required for issuance and service of notice, before the next date of hearing. In case the petitioner fails to comply with the aforesaid requirement within the stipulated period, the office shall not be required to place the matter before the Court for orders on account of such non-compliance. Instead, the matter shall be deemed to have been dismissed for default/non-prosecution.

Judge
Head of Const. Benches