

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

Ist Appeal No.03 of 2013

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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**Present:**

Mr. Justice Muhammad Ali Mazhar  
Mr. Justice Agha Faisal

Abdul Rasheed.....Appellant

Versus

Ulited Bank Limited.....Respondent

1. For order on office objection 'A'.
2. For orders on CMA No.1190/2017.
3. For order on CMA No.1191/2017.
4. For hearing of main case.
5. For hearing of CMA No.87/2013.

23.04.2019

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**Muhammad Ali Mazhar, J.:**       None present for the appellant.

On 23.04.2018 the Division Bench of this court passed an order which is reproduced as follows:

*“Learned counsel for the Respondent has raised preliminary objection with regard to maintainability of instant Appeal, as according to him, the same is time barred. He further submits that instant appeal has otherwise become infructuous as the subject property has been auctioned and execution application has been withdrawn. Learned counsel for the Appellant requests for short adjournment to satisfy the Court as to maintainability of instant Appeal.*

*As an indulgence, we are adjourning this matter to 18.05.2018, when learned counsel for the Appellant will proceed with the matter, failing which the same will be dismissed for non-prosecution.”*

2. In the order dated 23.04.2018, the learned Division Bench has observed that in case the counsel for the appellant fails to proceed the matter the same will be dismissed for non-prosecution. Neither the appellant nor his counsel is present. Instant appeal is dismissed for non-prosecution.

JUDGE

JUDGE

