

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

**M.A No.05 of 2019**

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

**Fresh case**

1. For orders on office objection a/w reply as at “A”.
2. For orders on CMA No.966/2019.
3. For hearing of main case.

-----

**16.04.2019**

Syed Ahsan Raza, advocate for the applicant.

-----

1-3. This Miscellaneous Application has been filed against the order dated **11.01.2019** passed by the learned II-Additional District Judge, East Karachi, whereby SMA No.1240/2018 filed by the applicant was dismissed with the following observations.

*Heard Syed Ahsan Raza, Advocate for petitioner and perused the record. Perusal of record reveals that deceased Shaik Allauddin died on **22.6.1999** after his death his pension stopped by Railway Department and in the year 1999 petitioner was residing in the house of her husband Qamar Din as per petitioner her husband died Qamar Din died on 16.03.2016. Whether petitioner is entitled for pension of her father after passing more than **19 years** or not, she has to file suit before civil court if she desire, therefore, in light of above discussion this petition is not maintainable and stands dismissed.*

In view of the above observations of the trial Court since the claim of the applicant is not covered under the Succession Act, therefore, instant Miscellaneous Application is dismissed in limini alongwith pending applications.

JUDGE

Ayaz Gul