

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D- 3121 of 2018

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

For orders as to maintainability of petition.

09.11.2018.

None present for the Petitioner.

The petitioner has challenged the judgment dated 21.02.2015 and decree dated 01.03.2015 passed by respondent No.3 in Suit No. 199 of 2014 in favour of Respondent No.2, whereas in the prayer clause he has challenged the notice dated 11.09.2016 issued by Respondent No.3 to Respondent No.5, whereby she was asked to approach HBFCL to settle the outstanding dues within seven days. The counsel for the petitioner on 09.8.2018 requested for time to satisfy this court on the maintainability of this petition but neither the petitioner is present nor his counsel. As far as to challenge the judgment & decree passed in the year 2015 in Suit No. 199 of 2014 is concerned, it is hit by laches and challenging the final notice is also not maintainable, which was issued pursuant to Suit No. 199 of 2014 and it was otherwise issued to the Respondent No.5 and not to the petitioner. Petition is dismissed.

Judge

Judge

AbRzk