

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D- 6081/2016

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DATE	ORDER WITH SIGNATURE(S) OF JUDGE(S)
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For orders as to maintainability of petition.

12.11.2018.

None present.

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It appears from the record that the petitioner filed F.C. Suit No. 91 of 2015 before the Court of Senior Civil Judge Thatta for declaration and mandatory injunction with regard to the change of her date of birth as 20.10.1993 instead of 1987 as mentioned in her CNIC in the NADRA record. The suit was dismissed on merits vide judgment dated 29.9.2015 and decree was prepared on 05.10.2015. Against the judgment and decree the petitioner had filed an appeal, which was dismissed vide order dated 16.2.2016 on the ground that against the aforesaid judgment and decree the petitioner filed the appeal on 04.12.2015 after delay of 44 days and no explanation was given in support of the application filed under Section 5 of Limitation Act for condonation of delay. Against the aforesaid judgment and decree as well as the appellate order the present petition has been filed. On 03.11.2016 the matter was fixed for satisfying the court on the maintainability of this petition, but the counsel appearing for the petitioner was called absent.

We have examined the Appellate order and find out that no reasonable ground was raised for condonation before the Appellate Court. Even no medical certificate was produced to show the ailment during the period in which the limitation for filing of appeal was lapsed.

In view of the above circumstances this petition is dismissed.

Judge

Judge

