

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
**CP No.S-437 of 2018**

Date	Order with signature of Judge
1.	For hearing of CMA No.156/2020
2.	For orders on office objection as at "A".
3.	For hearing of CMA No.1745/2018 (stay)
4.	For hearing of main case

**24.01.2020**

Petitioner Muhammad Shahzad Khan present in person.  
Syed Samiullah Shah, advocate for Respondent No.2.

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Yesterday this petition has been heard at length and before it could be concluded, the counsel for Respondent No.2, keeping in view several irregularities in the proceedings including jurisdiction of District Court Malir, where Respondent No.2 has never resided as well as other irregularities pointed by the petitioner in the Court record through second husband of Respondent No.2 who happened to be working in the Court of **IInd Civil & Family Judge Malir, Karachi**, where the suit has been decreed exparte having realized the fate of this case promptly stated that Respondent No.2 does not want to press any right accrued to her under the judgment and decree impugned in this petition. However, his client was not present in Court and therefore, he himself offered to make such application alongwith affidavit of his client. Today an application and affidavit has been filed by Respondent No.2 that she will not press the remaining execution of judgment and decree impugned in this constitution petition. In view of her application and affidavit sworn before I.T branch of High Court this petition is dismissed having become infructuous alongwith listed applications. Office is directed to assign CMA number to the application filed in Court today alongwith affidavit and treat the same as disposed of.

JUDGE

SM