

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

CP No.S-2678 of 2018

Date	Order with signature of Judge
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1. For orders on office objection as at 'A'
2. For hearing of main case.
3. For hearing of CMA No.10848/2018 (stay)

29.01.2020

Mr. Shaukat Ali Shahroze, advocate, for the petitioner.

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Nazar Akbar, J. This constitution petition is directed against the order dated **15.11.2018** whereby Family Appeal **No.153 of 2018** filed by the petitioner was dismissed by the IInd Addl. District Judge, East Karachi and the order dated **29.08.2018** passed in Family Suit **No.1521/2017** by XXth Civil/Family Judge, Karachi East was maintained.

2. It is contended by the learned counsel for the petitioner that the impugned orders passed by the two Courts below are illegal, unlawful, unwarranted, flimsy, fanciful, whimsical, capricious as well as bad in law as such is not sustainable and liable to be set aside being null & void ab-initio. He further contended that the impugned orders are based on misreading and non-reading of the evidence as well as facts.

3. The appeal preferred by the petitioner was hopelessly time barred. Learned Appellate Court has comprehensively dealt with the question of limitation and could not find justification for entertaining time barred appeal even in the application for

condonation of delay no justifiable ground was mentioned at all.
Therefore, impugned order cannot be interfered by this Court.

4. In view of the above, this petition is dismissed.

JUDGE

SM