

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
SUIT No.166 of 2006

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Date	Order With Signature Of Judge
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For examination of parties/settlement of issues

24.08.2021.

None present for the plaintiff.  
Mr. Shahryar Qazi, Addl. Advocate General.

This plaint was presented on 15.02.2006 where the plaintiff alleged that his Toyota Land Cruiser Jeep bearing Registration No.BC-5517, Model 1991, Chassis No.HDJ81-0003336, Engine No.IHD0368969, Horse Power 4200 CC parked at Sea View, Clifton, Karachi was stolen, however, later on he came to know that Car Lifting Cell of the local Police removed the vehicle and took it to Artillery Maidan office of ACLC, Karachi. Upon further inquiry it appeared to him that his vehicle was stolen one and action under section 550 Cr. P.C. was taken against him. During the course of investigation, his vehicle was sent for FSL and seemingly after orders of this Court in a Constitutional Petition, the vehicle was returned to him and now the plaintiff is claiming damages and declaration that the acts of the defendants for seizing the vehicle and retaining the same was illegal.

A perusal of the diary sheet reflects that the counsel for the plaintiff is not attending the Court and the matter has been fixed after a lapse of more than ten years during which no initiatives were taken by counsel for the plaintiff to have the matter proceeded. At the very face of it, it appears that this suit was filed in the spur of the moment when the plaintiff was agitated against the actions taken by the defendant No. 2 who seemingly was discharging his official duties as Deputy Superintendent of Police, Anti-Car Lifting Cell. Nonetheless, by the conduct of the counsel and plaintiff it appears that they are not interested in pursuing the matter. Accordingly, the suit is dismissed for non-prosecution.

JUDGE



