

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.S-526 of 2016

Major Muhammad Kashif Ali  
Versus  
Sana Mehreen & others

Date	Order with signature of Judge
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**Date of hearing: 19.12.2017**

Mr. Muhammad Iqbal for petitioner.  
None for respondents.

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**Muhammad Shafi Siddiqui, J.**- This petition impugns the judgment of III-Additional District Judge Central Karachi passed in Family Appeal No.52 of 2013 filed by the petitioner wherein the judgment and decree passed by the Family Court in respect of dissolution by way of Khulla, maintenance and dowry articles, was impugned.

I have heard the learned counsel appearing for the petitioner and perused the material available on record while no one has appeared on behalf of respondents.

This petition is based upon the concurrent findings and at the very outset learned counsel for the petitioner was inquired to show the illegality and irregularity in the order of the appellate Court. Learned counsel for the petitioner has attempted to show by reading the cross-examination of the respondent and has started reading from the middle of line 13 at page 89 of this file that “I have brought gold articles belongs to my in-laws consisted Tika, Nath, Earring, Jhumky, Ring and one Breslet”. Mysteriously, the counsel has not read the initial words of the sentence which says, “It is incorrect to suggest that”. Hence, the suggestion was declined which was read by the petitioner’s counsel to

demonstrate that actually she brought these gold ornaments from the house of her in laws. Next he relied upon cross-examination at page 87, last six lines to demonstrate that the marriage was not consummated, however has failed to read further evidence in that regard that it was because “defendant failed”. Soon thereafter counsel before the trial Court sought adjournment.

Indeed there is nothing which could be highlighted or pointed out calling to exercise constitutional jurisdiction of this Court to disturb the findings of the two Courts below. Since the counsel for petitioner failed to point out even a slightest irregularity or illegality in the findings recorded by the Courts below the petition is dismissed along with pending applications with cost of Rs.3000/- to be deposited with the High Court Clinic within two weeks.

Above are the reasons of my short order dated 19.12.2017.

Dated:

**Judge**