

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Civil Revision No. S – 79 of 2022

Date of hearing	Order with signature of Judge
-----------------	-------------------------------

Fresh case

1. For orders on office objections at Flag-A
2. For orders on CMA No.710/2022 (E/A)
3. For orders on CMA No.711/2022 (Limitation)
4. For hearing of main case
5. For orders on CMA No.712/2022 (Stay)

27-05-2022

None present on behalf of the Applicant nor any intimation received. Same was the position on the last date of hearing; whereas, on 20-05-2022, Counsel for the Applicant was confronted when he was in attendance as to delay in filing of this Civil Revision Application, which is hopelessly time barred for more than 253 days.

Thereafter, the Applicant has remained absent, and it appears that subsequently despite knowledge of this case fixed as date-by-Court, he has obtained general adjournment, but such general adjournment is also except date-by-Court cases.

Along with this Civil Revision Application, the Applicant has filed CMA No.711 of 2022 under Section 5 of the Limitation Act, and perusal of the same as well as the supporting affidavit reflects that it is only one ground which has been taken and i.e. the Applicant was totally unaware as to any limitation in filing of this Civil Revision Application. I am afraid, this is no ground for condonation as the Applicant was represented by a Counsel before the Appellate Court and ought to have knowledge about the time period available for filing of this Civil Revision Application.

Per settled law, the delay, if any, has to be satisfactorily explained for each day; whereas, the ground so raised in the Application is not at all

a valid ground, and if permitted, then in each case such a ground would be available to all litigants.

In view of herein above facts and circumstances of this case, CMA No.711 of 2022 does not merit any consideration and is accordingly dismissed, and as a consequence thereof, this Civil Revision Application, which is hopelessly time barred, is also **dismissed** with pending applications.

Abdul Basit

J U D G E