

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

C.P. No.D-545 of 2019

Muhammad Aijaz Khan
Versus
Muhammad Ayaz Khan & others

| Date | Order with signature of Judge |
|------|-------------------------------|
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1. For orders on Misc. No.2374/19
2. For orders on Misc. No.2375/19
3. For hearing of main case

Dated: 17.09.2020

None present.

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There are concurrent findings of two Courts below in respect of the application under order VI rule 17 CPC. The trial Court by observing that these amendments would reopen the new matter, dismissed the application which is followed by an order of the Revisional Court in Civil Revision No.81 of 2017, which maintained the order of trial Court. No one is allowed to alter the very frame of the suit by moving application for amendment and this is what concurrently observed by two Courts below. Even nothing is stated in the memo of petition as to whether there was any jurisdictional defect or any patent illegality. Be that as it may, this petition is pending since January 2019 and the petitioner has not cared to have it fixed even once. The petition is accordingly dismissed for non-prosecution along with listed applications.

Judge

Judge