

IN THE HIGH COURT OF SINDH,
Bench at Sukkur

C. P. No. D – 1965 of 2018

Hearing of Case
For hearing of Main Case

24-03-2022

Mr. Gul Mir Jatoi, Advocate for the Petitioner.
Mr. Muhammad Hamzo Buriro, D.A.G.

ORDER

Perusal of memo of Petition at para-10 reflects that the Petitioner had filed Const. Petition No.D-702 of 2017 and the same was dismissed for Non-Prosecution. While confronted, Counsel for the Petitioner has no satisfactory response and therefore we have summoned the file of said Petition and perusal thereof reflects that the said Petition was dismissed for Non-Prosecution on 22.03.2018. Without making any efforts to recall such order of dismissal of the Petition in Non-Prosecution, fresh Petition was filed on 20.11.2018. Such conduct on the part of the Petitioner cannot be appreciated; whereas, it appears that fresh Petition has been filed to overcome the delay in filing any application to recall dismissal of earlier petition in Non-Prosecution.

In view of hereinabove facts and circumstances of this case, it appears that no case for indulgence is made out. Therefore, this Petition is **dismissed**; whereas, the Petitioner is directed to be careful in future.

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Ahmad