

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
HCA No.354 of 2019

Order with Signature of Judge(s)

Fresh Case:

1. For order on CMA No.3809/2019 (Urgent)
2. For order on CMA No.3810/2019 (Exemption)
3. For hearing of main case.

04.12.2019.

Appellant Shaikh Abdul Latif present in person.

1. Urgency granted.

2&3. In the instant High Court Appeal (HCA) the order dated 23.10.2019 passed by the learned Single Judge in Suit No.856 of 2002 – whereby CMA bearing No.4929/19 moved by the present appellant was dismissed – has been impugned.

The appellant is present in person and states that he leveled certain serious allegations upon a senior counsel of this Court but the learned Single Judge without considering the facts has dismissed the aforesaid application.

Heard and perused the record.

It is noted that the learned Single Judge has categorically observed that from the contents of the application the same appears to be scandalous and frivolous as certain allegations were leveled against a senior advocate of the High Court, thereafter he came to the conclusion that no such allegations were proved from the record and thereafter dismissed the same. We have also perused the record and tend to agree with the observations made by the learned Single Judge, as from the contents of the application filed before the learned Single Judge it is evident that the said application does not appear to be happily worded wherein some allegations have been raised upon a senior advocate of this Court for which apparently neither any record has been produced nor any evidence has been submitted before us also. The instant HCA thus is found to be wholly misconceived and not maintainable and the same stands dismissed in limine alongwith the listed application. Though we could have dismissed this HCA by imposing cost upon the appellant but by taking a lenient view, since the appellant is appearing in person, no cost is being imposed.

Judge

Judge

Tahseen/PA

*order issued
on 5/12/19*