

**Order Sheet**

**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**

**C. P No. D – 1904 of 2016**

<b>Date</b>	<b>Order with Signature of Hon'ble Judge</b>
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**Application in disposed of case**

1. For order son CMA No.824/2022 (U/A)
2. For orders on statement of Petitioner at flag 'A'
3. For orders on CMA No.826/2022 (Restoration Application)

**01-03-2022**

Petitioner Mst. Zareena Dayo is present in person

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1. Urgency granted.
2. Statement is allowed.
3. The Petitioner seeks restoration of this Petition, which stands dismissed vide order dated 12-10-2021 for non-prosecution. The said order reflects that the Petitioner had taken-away the brief from her Counsel and, therefore, no instructions were pleaded, accordingly, the Petition was dismissed for non-prosecution. Today Petitioner is in attendance, while confronted submits that due to some unavoidable reasons delay has been caused and the restoration Application was not filed in time.

We have perused the record and it appears that as to restoration no case is made-out not only on limitation so also on merits, as the Petitioner had taken-away the file from her Counsel and it was her responsibility to have engaged another Counsel to attend the Court. Even otherwise, perusal of the comments and statement filed on behalf of Sukkur Municipal Corporation, it appears that there is no record of the Petitioner's husband available with them, whereas, the total length of service is only 08 years, 08 months and 13 days, which even otherwise is not a qualified service for grant of Pension even if the Petition is restored. Accordingly, this Application being misconceived is hereby dismissed.

**Judge**

**Judge**

