

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD.
C.P.No.D-252 of 2008

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-245/2020
2. For orders on MA-244/2020
3. For hearing of MA-2380/2010

12.04.2022.

Mr. Arbab Ali Hakro, advocate for the petitioner.
Mr. Rafique Ahmed Dahri, A.A.G.

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On 15.10.2009, this petition was virtually dismissed on account of petitioner's statement that in the counter affidavit respondents No.2 and 3 had pleaded that they will consider the request of the petitioner on merit. Be that as it may, the petitioner was satisfied and did not press this petition. Now they have moved an application under Section 151 C.P.C praying that this Hon'ble Court may be pleased to direct the respondents No.1 to 3 to allot a plot of 300 sq. yard from survey No.63 Unit No.6 Latifabad, Hyderabad on old schedule of rates and issue allotment order and hand over possession. We are afraid that this Miscellaneous Application in a dismissed petition cannot be entertained. This is an independent relief. In case, the petitioner was aggrieved of the conclusion after consideration of the application as recorded in the order dated 15.10.2009 they may pursue an independent litigation; however, such interim application in a dismissed petition cannot be entertained. The Miscellaneous Application stands dismissed.

JUDGE

JUDGE