

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

First Appeal No.49 of 2016

Muhammad Fareed  
Versus  
Al-Zamin Leasing Modaraba & others

Date	Order with signature of Judge
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1. For hearing of CMA 1054/16
2. For orders on office objection/reply 'A'
3. For hearing of main case
4. For hearing of CMA 1056/16

**Dated: 30.10.2023**

Mr. Muhammad Shafi Awan for appellant.

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This appeal arises out of an order dated 19.08.2015 passed by Banking Court No.1 at Karachi in Suit No.35 of 2009. This appeal was presented on 18.03.2016 and to circumvent such lacking an application under section 5 of Limitation Act was filed supported by affidavit that the appellant was unwell and perhaps was hospitalized. Nothing in support of such assertion is attached by the appellant. It was not even explained in the affidavit filed in support of application for condonation of such time/delay that this is beyond prescribed limitation. No satisfactory explanation is provided in the affidavit and/or supporting affidavit hence the application seeking condonation of delay is dismissed. Consequently appeal, being barred by time, is also dismissed along with listed applications.

**Judge**

**Judge**