

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

C.P. No.D-1208 of 2024

Ali Muhammad Chandio & another  
Versus  
Mst. Najma & others

Date	Order with signature of Judge
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1. For orders on office objection No.2 and 32.
2. For orders on Misc. 5680/24
3. For hearing of main case.

**Dated: 20.03.2024**

Mr. M. Nadeem Khan for petitioners.

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Heard the counsel and perused record.

Against the judgment and decree the legal heirs of late Ali Muhammad Chandio through one Abdul Hafeez Chandio moved an application under section 12(2) CPC on the count that the service was wrongly held good as they do not share the same address as disclosed in the memo of plaint. The application was dismissed in consideration of the facts and the law applied thereon followed by dismissal of revision application via impugned order.

We have inquired from the learned counsel if any of the legal heirs in the application under section 12(2) CPC and or affidavit filed in support thereof have demonstrated that they do not share the same address, counsel has denied. We have also perused the application and supporting affidavit as well and it is nowhere disclosed in the entire affidavit comprising 24 paragraphs that they do not share the same address. The process of service was not denied. Counsel has only argued that it is mentioned in the plaint that they live at the same address which fact is not denied in the application supported by affidavit.

Since this is petition against concurrent findings of facts of two Courts below, no interference is required. Petition is accordingly dismissed along with listed applications.

**Judge**

**Judge**