

*ORDER SHEET*  
**IN THE HIGH COURT OF SINDH,  
CIRCUIT COURT, HYDERABAD.**  
R.A. No.307 of 2010.

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DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For katcha peshi.
2. For order on CMA No.1064 of 2010.

16.09.2015.

None present.

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This revision application was presented on 19.10.2010 and Court fee was paid on 03.02.2011. It is settled principle of law that the limitation against an appealable order or challenging decree calculate from payment of Court fee stamp. Neither there was any application for extension of time for payment of Court fee nor there has been any justification for filing the revision without payment of Court fee on 19.10.2010, therefore, for all practical purposes the date for presenting the instant revision is 03.02.2011 and the impugned judgment against which this revision was filed, is dated 27.07.2010 and the decree dated 04.08.2010, therefore, if I count the time from the date of decree i.e. 04.08.2010 till the payment of Court fee i.e. 03.02.2011 this revision application is hopelessly time barred. The other interesting thing to be noted is that even after payment of Court fee i.e. 03.02.2011, the learned counsel for the applicant never bothered to get this revision listed for any order. The office for the first time placed this case before the Court on 22.10.2012, on which date the counsel for the applicant was busy. Thereafter, notices were issued to the counsel for the applicant for 11.09.2013, 17.12.2013, 23.04.2014, 08.09.2014, 23.12.2014, 01.04.2015 and 16.09.2015, however, the counsel for the applicant appeared only on 11.09.2013 and sought date on the ground of his illness. He remained absent on 17.12.2013. Further he again sought time on 01.04.2015 on the ground of his illness. Today, again he is called absent.

In view of the above circumstances, this revision application having no merits for consideration is dismissed, as nobody is prosecuting the same. Listed application is also disposed of.

JUDGE

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