

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

PRESENT:

MR. JUSTICE MUNIB AKHTAR
MR. JUSTICE AQEEL AHMED ABBASI

C.A.90-L/2022

(Against judgment dated 16.02.2022 passed
by the Lahore High Court, Lahore in C.R.
No.1088/2014.)

Balqees Bibi (deceased) through LR.s. & ... **Appellants**
others

Vs

Iftikhar Husain & others ... **Respondents**

For the Appellants : Mian Abdul Qaddus, ASC
(via video-link, Lahore)

For Respondent No.1 : Barrister Umer Aslam Khan, ASC

Date of Hearing : 30.06.2025

ORDER

Munib Akhtar, J.: The appeal is late by 101 days. It is supported by an application for condonation of delay (C.M.A. No.1933-L/2022), which we have seen with the assistance of the learned counsel for the appellants who appears via video-link from Lahore Registry. The learned counsel states on instructions that the matter was *ex-parte* against the predecessor of the present appellants and that therefore that was sufficient ground for condonation of delay, if any, which is not accepted. However, the learned counsel for Respondent No.1 points out that in fact earlier the learned High Court had declared the contesting respondents (i.e. predecessor of the present appellants) as *ex-parte* and thereafter on an application moved by her and / or on her behalf she was allowed to proceed with and to contest the Civil Revision. In such circumstances, the instructions given to the learned counsel for the appellants that the appellants were proceeded against *ex-parte* are, with respect, without force. No sufficient

cause is shown within the meaning of law as would allow delay to be condoned. The application for condonation of delay is dismissed, with the result that the Appeal also stands dismissed.

Judge

Judge

Admitted, the
30th June, 2025
Admitted

Not approved for reporting