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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
Crl. Transfer Appln. No.S-49 of 2016
2nd Crl. Trfr. Appln. No.S-50 of 2016

DATE OF HEARING 23.9.2016.	ORDER WITH SIGNATURE OF JUDGE
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For Katcha Peshi.

Mr. Muhammad Aslam H. Jatoy, advocate for applicant/complainant in both matters.

Mr. Ashfaq Hussain Abro holding brief on behalf of Mr. Riaz Hussain Khoso, advocate for respondents No.2 to 4 in Crl. Transfer Application No.S-49/2016.

Mr. Safdar Ali Ghouri, advocate for respondents No.1 and 2 in Crl. Transfer Application No.S-50/2016.

Mr. Khadim Hussain Khooharo, DPG.

By this common order, I intend to dispose of both above-mentioned criminal transfer applications.

Through these criminal transfer applications, the applicant/complainant Mst. Kousar Isran seeks withdrawal of Sessions Case No.81/2014 re State v. Noor Hussain and others, arising out crime No.35/2013, registered under Sections 302, 337-H(2), 148, 149, PPC at P.S Rasheed Waggan, from the Court of learned V-Additional Sessions Judge, Larkana and Sessions Case No.900/2013 re State v. Abdul Hayee Rind and others, arising out of Crime No.120/2013 of Police Station Civil Line, Larkana, registered under Sections 364, 337-J, 109, 148, 149, PPC, from the Court of learned III-Additional Sessions Judge, Larkana.

The learned Counsel for the applicant submits that both the aforementioned F.I.Rs were got registered by the applicant against the respondents and since the same are being proceeded in two different Courts, therefore, she is facing hardships.

The learned Counsel for respondents/accused at very outset recorded no objection if both cases are proceeded by one and same Court



to avoid any inconvenience to the applicant. They, however, submit that despite the fact that number of times the trial Court has issued process against the applicant, she has not made her appearance for recording her evidence.

Be that as it may, in view of no objection recorded by the Counsel for the respondents/accused and with the consent of Counsel for the applicant, Sessions Case No.81/2014 re State v. Noor Hussain and others, as mentioned above, is hereby withdrawn from the Court of learned V-Additional Sessions Judge, Larkana and transferred to the Court of learned III-Additional Sessions Judge, Larkana for disposal according to law. The Counsel for the applicant is; however, directed to ensure the appearance of applicant and her witnesses before the Court of learned III-Additional Sessions Judge, Larkana for recording of evidence on next date of hearing. The learned III-Additional Sessions Judge, Larkana is directed to proceed with both the cases expeditiously and decide the same without any further delay of time.

Both these criminal transfer applications stand disposed of in above terms.


JUDGE