ORDER SHEET

HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Cr. Transfer Application No.S-22 of 2026.

DATE	***ORDER WITH SIGNATURE OF JUDGE***
	1. For orders on office objections. 2. For hearing of main case. 3. For hearing of M.A No.4464/2026
15.09.2026.	
	Mr. Ghulam Abbas Sangi, Advocate for applicant. Mr. Nadeem A. Solangi, advocate for Respondents No.1 & 3. Mr. Irfan Ali Talpur, Deputy Prosecutor General. **********

The applicant, Ahmed Lund S/o Muhammad Lund, is aggrieved by the order dated 20.05.2026 passed by the learned Sessions Judge, Dadu, in Criminal Transfer Application No.13/2026, dismissing the applicant's transfer application of a cr. misc. application currently pending before the learned Civil Judge & Judicial Magistrate Presiding Officer, Consumer Protection Court, Dadu ("the trial Court"), to any other Court. This was the applicant's second Cr. Transfer Application. He sought transfer of this lis for the second time.

I have perused the record, and it appears that there is not one but two cr. misc. applications pending before the concerned trial Court, namely, one cr. misc. application no. 10/2023 filed by the applicant, Ahmed Lund, against Ghulam Shabbir and others; and another cr. misc. application no.40/2026 filed by the opposing party, i.e. Ghulam Shabbir against Ahmed Lund and others.

The applicant argues that he is aggrieved with the conduct of the proceedings before the trial Court concerning the opposing party's cr. misc. application and not his cr. misc. application. This is odd because both cr. misc. applications are tagged and are listed before the trial Court on the same day. The record further reveals that both cr. misc. applications have

been adjourned by the applicant, Ahmed Lund, slightly more frequently than compared to adjournments sought by Ghulam Shabbir, the respondent. Given the above, no ground is made out for transfer of the cr. misc. applications in relation to its conduct by the trial Court. Neither any prejudice nor bias has been put up in support of transfer of the case.

Be that as it may, this is the second transfer application filed by the parties, and both Counsel jointly request that, to expedite proceedings, the High Court may direct the concerned Sessions Judge to transfer the matter from the current/present trial Court to another court with direction to the new Court to decide both the cr. misc. application nos.10/2023 and 40/2024, within a period of three months from this Order. As an exception, and not to be treated as a precedent, order accordingly in the facts and circumstances.

Office is directed to issue notice to the concerned Sessions Court for compliance.

Transfer application stands disposed of in the above terms.

JUDGE

Najeebullah.