

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Criminal Transfer Application No.S-18 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on M.A No.3106/2026.
- 2. For orders on office objections.
- 3. For orders on M.A No.3107/2026.
- 4. For orders on M.A No.3108/2026.
- 5. For hearing of main case.

07.10.2026

Mr. Muhammad Iqbal Hingorjo, advocate for the applicant.

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- 1. Urgency granted.
- 2. Deferred.
- 3. Deferred.

4&5. Learned counsel for the applicant submits that Criminal Appeal No.04 of 2026 (Re: Akash and another v. The State), arising out of Crime No.207 of 2025, registered at Police Station Kunri for offences punishable under Sections 4, 5 and 8 of the Sindh Preparation, Manufacturing, Storage, Sale and Use of Gutka and Manpuri (Amendment) Act, 2021, is presently pending before the learned Additional Sessions Judge-II, Umerkot. It is contended that, owing to certain circumstances giving rise to an apprehension in the mind of the appellants that they may not receive a fair and impartial hearing before the said Court, they do not wish to proceed with the appeal before the learned Additional Sessions Judge-II, Umerkot. Learned counsel, therefore, seeks transfer of the appeal to another competent Court in the interest of justice and to maintain confidence in the administration of justice.

Mr. Ghulam Abbas Dalwani, learned Deputy Prosecutor General, who is present in Court in connection with another matter, has been heard. He raises no objection if the aforesaid

appeal is transferred to another competent Court in view of the circumstances pointed out by learned counsel for the applicant.

Without expressing any opinion on the merits of the apprehension expressed by the appellants and solely with a view to ensuring fairness and maintaining confidence in the administration of justice, Criminal Appeal No.04 of 2026 (Re: Akash and another v. The State), arising out of Crime No.207 of 2025, registered at Police Station Kunri, is hereby withdrawn from the file of the learned Additional Sessions Judge-II, Umerkot, and transferred to the learned District & Sessions Judge, Umerkot, who shall either hear and decide the appeal himself or assign the same to any other competent Additional Sessions Judge having jurisdiction, except the Court from which it has been withdrawn.

The transferee Court shall proceed with and decide the appeal expeditiously, strictly in accordance with law, without being influenced by any observation made in the present order.

In view of the above, the instant application stands disposed of accordingly.

JUDGE

Adnan Ashraf Nizamani