

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Civil Transfer Application No.S-10 of 2019.

Date	Order with signature of Judge
	1. For hearing of main case. 2. For Orders on CMA No. 658/2019.

08-07-2019.

Mr. Sikandar Ali Junejo advocate for applicants.

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Through this application, the applicants seek transfer of the case Re. Dr. Zafar-ul-Haq and others Vs Nadir and others bearing F.C Suit No.51 of 2018 (old F.C Suit No. 91/2017) from the Court of learned IInd Senior Civil Judge Kandiaro to any other Court as the applicant has lost faith and confidence on the learned presiding officer on the ground that learned trial Judge is proceeding the matter expeditiously.

From the perusal of record, it appears that on the last date of hearing, learned counsel for the applicant was put on notice to satisfy this Court regarding the maintainability of this Civil Transfer Application as without any proof merely on verbal assertion, how the case of the applicants can be transferred from one Court to any other Court. Learned counsel for the applicants submits that the only ground that the applicants have for filing the present application is that they lost their faith and trust on the presiding officer of the Court, whereas he has not placed on record any document which could substantiate the stance taken in the application. It is well settled that transfer of the case cannot be claimed as a matter of routine, or at the wish of any of the parties, unless it is apparent on the face of record that the party seeking transfer cannot get fair and just treatment or trial.

In these circumstances, the instant application having no merits is dismissed.

Judge