

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Crl. Transfer A. No.S- 08 of 2022

Date of hearing	Order with signature of Judge.
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Fresh Case

- 1.For orders on MA 430/2022
- 2.For orders on MA 431/2022
- 3.For hearing of Main Case

31-01-2022

M/s Arif Ali Abbasi and Abdul Naeem Pirzada, Advocates for the Applicant.

1&2. Granted.

3. Through this Crl. Transfer Application, the Applicant seeks transfer of Sessions Case No. 769 of 2021 (*State-Versus Gul Hassan and others*) from the Court of learned 1st Additional Sessions Judge, Sukkur to any other Court having jurisdiction.

It appears that earlier Application was filed before learned Sessions Judge, Sukkur, which stands dismissed vide order dated 27.01.2022. The relevant findings read as under:

“3. During course of arguments it has been pointed out that the grievance was made in the above application against ADPP Mr. Raham Ali Jatoi, for whom, learned DDPP Mr. Sarfraz Ahmed stated that he has been deputed to proceed with the above said case before 1st Additional Sessions Judge, Sukkur, and such fact has not been denied by the applicant as well as counsel for applicant, therefore, the ground on the basis of which instant application was filed, is no more in existence, hence above application stands dismissed”.

While confronted, Counsel for the Applicant submits that besides this, there were some allegations against the Presiding Officer as well

and in support he has referred to the memo of Transfer Application filed before learned Sessions Judge.

I have heard learned Counsel for the Applicant and gone through the record.

As to the cause of action, apparently from the said order, there remains no such cause; whereas, as to allegation against the Presiding Officer and orders passed, if any, the Applicant is at liberty to challenge the orders in accordance with law. No case for indulgence is made out. Accordingly, this Crl. Transfer Application stands ***dismissed in limine.***

JUDGE

Ahmad