

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT
HYDERABAD**

Cr. Transfer Application No.S-09 of 2022

1. For order on office objection.
2. For hearing of exemption application (M.A-725 of 2022)
3. For hearing of main case.
4. For hearing of M.A- 726 of 2022 (Stay application).

11.04.2022

Mr. Muhammad Sharif Siyal, Advocate for applicant, alongwith the applicant.

Mr. Muhammad Sabir Khanzada, Advocate for respondents No.2 and 2.

Ms. Rameshan Oad, A.P.G.

ORDER

Through instant criminal transfer application, the applicant seeks transfer of Sessions Case No.828 of 2021 (The State V Sheeraz Ahmed and others) emanating from Crime No.99 of 2021, registered at Police Station B-Section Nawabshah, under sections 371-A, 371-B, 376, 337-J, 344, 354, 506/2, 109, 34 PPC, from the Court of IIIrd Additional Sessions Judge, Shaheed Benazirabad to any other Court at Karachi having jurisdiction on the ground that she lost faith in learned trial Court.

2. Learned counsel for the applicant contends that she apprehends that trial Court is not recording her statement in her verbatim, hence the case may be transferred to any other Court at Karachi.

3. Learned counsel for respondents No.2 and 3 as well as learned A.P.G oppose the prayer made by the applicant.

4. Heard arguments of learned counsel for the respective parties and perused the record. Needless to mention that trial Court is notified to try the cases pertaining to rape. Besides, the ground as raised that she apprehends that learned trial Judge will not record her statement accordingly if accepted will open a Pandora box and everyone will come and seeks transfer of his/her case on such ground. Accordingly, the ground(s) raised are not cogent and instant criminal transfer application is misconceived, hence the same is disposed of alongwith listed applications. However, it is expected that learned trial Court try the case in a very impartial manner and will earn trust of both parties as well.

JUDGE

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