

**IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**

**Cr. Transfer Appln. No. S – 116 of 2020**

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Date

Order with Signature of Hon'ble Judge

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**For hearing of case**

1. For orders on office objection at flag 'A'
2. For hearing of main case  
(Notice issued)  
(Comments received from trial Court)

**12.02.2021**

Applicants Abdul Azeem and Abdul Kareem present in person  
Mr. Shafi Muhammad Mahar, DPG for the State

**ORDER**

**Aftab Ahmed Gorar, J;** Through instant Criminal Transfer Application, the applicants seek transfer of Criminal Revision No.20/2020 re- Abdul Azeem and another vs. Abdul Aziz and another from the Court of learned 2<sup>nd</sup>. Additional Sessions Judge, Naushahro Feroze to Sukkur or to any other Court of Law at Naushahro Feroze.

2. I have heard the applicants present in person as well as learned DPG for the State and perused the record. Admittedly, the applicants and the private respondent are real brothers, and they are disputing each other over the ill-health of their real sister Mst. Zubeda aged about 50 years. Perusal of the order dated 01.09.2020 passed by learned Civil Judge and Judicial Magistrate-II, Bhiria City on the application No.17/2020 filed by the private respondent seeking custody of his sister Mst. Zubeda, whereas, as per the reports dated 24.08.2020 and 28.08.2020 of the Doctor of SIR CJ

Institute of Psychiatry the lady Mst. Zubeda is fit to live in community and only requires routine OPD checkup. In the circumstances, the learned Magistrate allowed the private respondent to take the custody of his sister Mst. Zubeda from SIR C.J Institute of Psychiatry Hyderabad on furnishing PR bond in the sum of Rs.500000.00 and produce her whenever required till further orders, the said order has been impugned before the Court of learned Sessions Judge, Naushahro Feroze by the present applicants, which is pending before the Court of learned 2<sup>nd</sup>. Additional Sessions Judge, Naushahro Feroze. No cogent reason or proof has been placed on record by applicants to show any malafide on the part of learned Presiding Judge, hence the contentions of the applicants are totally misconceived and contrary to law, just to prolong the matter. Accordingly, the instant Criminal Transfer Application is dismissed.

Judge