

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

Crl. Transfer Application No. S- 30 of 2023

Date of hearing	Order with signature of Judge.
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Hearing of Case

- 1.For orders on office objections.
- 2.For orders on MA 2284/2023
- 3.For hearing of main case

29-05-2023

Mr. Ubedullah Ghoto, Advocate for the applicants.
Mr. Anwar Ali Lohar, Advocate for respondent No.1.
Ms. Shabana Naheed, Assistant Prosecutor General.

Through this Crl. Transfer Application, applicants / accused seek transfer of Sessions Case No.407 of 2022 (re: *The State-Vs. Ghulam Yaseen & others*) arising out of Crime No.39 of 2022, registered at P.S, Jarwar under Sections 324, 337F(iii), 114, 337H(ii) & 34 PPC, from the Court of learned 3rd Additional Sessions Judge, Mirpur Mathelo to the Court of Additional Sessions Judge (MCTC), Ubauro on the ground that another case, in which applicant/accused No.1 is the complainant of Crime No.07 of 2022, registered at P.S, Jarwar under Sections 302, 114, 504, 34 PPC, is pending adjudication before the Court of Additional Sessions Judge (MCTC), Ubauro.

It is an admitted position that in Crime No.07 of 2022, Dad Muhammad, respondent No.1/complainant herein is not nominated as an accused. Both the aforementioned FIRs have been registered for distinct offences, one registered under Crime No.39 of 2022 is about the incident which took place on 21.08.2022, while the other under

Crime No.07 of 2022, incident took place on 02.03.2022. The Court of Additional Sessions Judge (MCTC), Ubauro has been assigned the cases falling under the categories of Model Criminal Trial Court, which cannot be burdened with other ordinary cases, which do not fall under such categories. Hence, instant Crl. Transfer Application being devoid of any merit stands **dismissed** accordingly along with listed application.

JUDGE

Ahmad