

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

Spl. Anti-Terrorism Appeal No.D-53 of 2022

Date of hearing	Order with signature of Judge
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**For hearing of main case****13-03-2024**

Mr. Mushtaque Ahmed, Advocate for appellant.  
 Mr. Shabbir Ali Bozdar, Advocate for complainant.  
 Mr. Zulfiqar Ali Jatoi, Additional P.G.

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This is a part-heard matter. However, it is pointed out at the very outset that the offences, alleged in this appeal, were committed within the territorial jurisdiction of P.S, Boat Basin-, situated within the limits of district Karachi South, territorial jurisdiction of which for the purpose of filing appeals against the original judgments lies with Principal Seat at Karachi.

In the first round, learned Judge, ATC-III, Karachi held a trial against co-accused Raheemullah, who was convicted and sentenced to death vide judgment dated 19.01.2010. He filed an appeal before this Court at Principal Seat at Karachi, which was maintained and now his appeal is pending before the Supreme Court. However, meanwhile, appellant was arrested on 29.03.2010 and his entire case was proceeded by learned Judge, ATC-VIII, Karachi. When the case was fixed for a judgment, his custody was transferred to Central Prison, Sukkur and his case was notified as inside trial. Hence, the judgment in this case was announced by learned Judge, ATC-II, Sukkur. It is only because of this fact, current appeal has been filed before this Bench at Sukkur, otherwise, as stated above, territorial jurisdiction of the offences registered at P.S, Boat Basin against the appellant is with the Principal Seat at Karachi, where first round of trial has already ended in death penalty of co-accused.

Under these circumstance and with consent of all learned counsel present, let this Spl. CrI. Anti-Terrorism Appeal be transmitted to the Principal Seat of this Court at Karachi for placing the same before Hon'ble Chief Justice to either retain the

appeal at Principal Seat for a decision, or pass any order, as his Lordship may deem fit and proper in the given circumstances.

This matter shall not be treated as a part-heard matter.

J U D G E

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Ahmad