

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Criminal Transfer Application No.84 of 2025
(Muhammad Nazeer Vs. The learned Trial Court ATC No.VI & another)

For hg. of main case
25.08.2025

Mr. Zahid Hussain Soomro, advocate for applicant
Mr. Mushtaq Ahmed, advocate files power on behalf of respondent No.2
Ms. Rahat Ahsan, Addl: PG Sindh

ORDER

Muhammad Iqbal Kalhoro, J:- This criminal transfer application of Special Case No.01/2025 (Re-The State **vs.** Amanullah @ Maani), filed by complainant, namely, Muhammad Nazeer is on the ground that Presiding Officer of the Court is biased in favour of accused, who is present in person along with his counsel, in that he had granted post-arrest bail to him on the condition of medical treatment for three weeks (03) but the accused did not surrender and jumped off the bail. But then he did not take any action against him, ultimately the accused got a protective bail from this Court and surrendered before the trial Court. Although, the trial Court took him into custody but after a short time granted him bail after striking a deal with him. Hence, the complainant has lost faith on Presiding Officer.

2. Learned counsel for the applicant has reiterated the same facts in his arguments.

3. His arguments have been opposed by learned Addl: PG Sindh as well as learned counsel for the accused.

4. I have considered submissions of the parties. No case for transfer is made out. The allegations leveled by the complainant against the Presiding Officer are a non-starter as no proof has been filed of any deal between accused and Presiding Officer to grant bail to him. Granting bail is the discretion of the Court against which, the complainant has a remedy to file an application for cancellation of the same but to level bald allegations against the Presiding Officer without any proof is itself contemptuous and cannot be considered as a ground for transfer of the case. Therefore, this criminal transfer application, being meritless, is dismissed.

This Criminal Transfer Application stands disposed of in above terms.

JUDGE