

Order Sheet

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

**Civil Transfer Application No.S-21 of 2023**

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
	For orders on office objections. For orders on exemption application. For hearing of main case.

**20-04-2026**

Mr. Abdul Khaliq Mughal, advocate for the applicant.  
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None present on behalf of the respondents inspite of Court notice effected on 14.11.2024 on one of the legal heirs of respondent. Today no intimation is received. This bench cannot wait endlessly for the respondents.

The reports submitted by the Banking Court No. I, Hyderabad, and Banking Court No. II, Hyderabad, are taken on record.

Learned counsel for the applicant submits that he has filed this transfer application to ensure avoid conflicting judgments. Both have filed cross-suits and there are presently three banking suits between the financial institution-bank and customer. Heard learned counsel.

As per the report submitted by Banking Court No. II, Banking Suit No. 721 of 2014 and Banking Suit No. 177 of 2016 are pending before Banking Court No. II, Hyderabad; however, the exact stage of proceedings in the said suits is not clearly indicated in the report. Meanwhile, as per the report submitted by Banking Court No. II, which is duly corroborated by the report of Banking Court No. I, the Banking Suit No. 12 of 2006 presently pending before Banking Court No. I, Hyderabad, is at the stage of recording of evidence, implying that the leave to defend has already been decided in this third lis.

In the circumstances, for efficiency and to mitigate/lessen the possibility of conflicting judgments, it would be prudent that the banking suits pending before Banking Court No. II be transferred to Banking Court No. I, Hyderabad, so that all connected matters are decided by the same Court.

Accordingly, this Civil Transfer Application is allowed in the above terms.

The office is directed to ensure compliance.

J U D G E

Irfan Ali