HIGH COURT OF SINDH CIRCUIT COURT HYDERABAD

Civil Transfer Application No.S-14 of 2026

1. For order on CMA No.1753/2026.
2. For order on office objection.
3. For order on CMA No.1754/2026.
4. For order on CMA No.1755/2026.
5. For hearing of main case.

Applicant Jaffer Ali present in person.

Date of hearing & order: - 05.11.2026

O R D E R

MUHAMMAD HUMAYON KHAN, J: - Urgency granted. Through this application under Section 24, C.P.C., the applicant seeks transfer of Civil Appeal No.302/2025, titled *Federation of Pakistan and others v. Jaffar Ali*, from the Court of learned District Judge, Hyderabad, to a competent Court outside District Hyderabad.

2. The applicant, present in person, contends that the respondents wield influence over the local administration and have approached the learned District Judge. He contends that the appeal was recalled following a reference by the learned IIIrd Additional District Judge, Hyderabad without justification, giving rise to an apprehension that he would not receive impartial adjudication.

3. Heard the applicant and examined the grounds urged. Transfer on an allegation of bias requires a reasonable apprehension founded on objective circumstances; subjective distrust or an unsupported allegation of influence is insufficient. The assertion that the respondents approached the learned District Judge rests on information allegedly received through unspecified sources, without identifying any particular communication, incident or supporting material. Nor does the application identify any specific judicial act demonstrating preferential treatment. The respondents' official positions, by themselves, furnish no reasonable basis to infer influence over the Court. Likewise, the appeal being placed before the learned District Judge following a reference does not, without further material, establish partiality. The applicant's disagreement with that course cannot substitute for tangible grounds warranting transfer. The underlying controversy concerning title, mutation and entitlement to relief remains for determination in the appeal.

4. Consequently, no sufficient ground for exercise of jurisdiction under Section 24, C.P.C., is made out. The transfer application is **dismissed** in *limine* along with listed applications. The learned District Judge, Hyderabad, is directed to decide Civil Appeal No.302/2025 strictly on merits, in accordance with law and after affording the parties an opportunity of hearing, within one month from receipt of this order. Nothing stated herein shall influence determination of the appeal.

JUDGE

Abdullah Channa/PS