HIGH COURT OF SINDH CIRCUIT COURT HYDERABAD

Civil Transfer Application No.S-15 of 2026

1. For order on CMA No.1756/2026.
2. For order on office objection.
3. For order on CMA No.1757/2026.
4. For order on CMA No.1758/2026.
5. For hearing of main case.

Applicant No.1 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 applicants seek transfer of Civil Appeal No.259/2024, titled *Muhammad Aslam Sand and another v. Jaffar Ali Chaudhary and others*, from the Court of learned District Judge, Hyderabad, to a competent Court outside District Hyderabad.

2. Applicant No.1, present in person, contends that the respondents have influenced the learned District Judge and that placement of the appeal before him following a reference by the learned IIIrd Additional District Judge, Hyderabad was unjustified. He expresses apprehension of partiality and seeks transfer to ensure impartial adjudication.

3. Heard applicant No.1 and examined the application. An apprehension of bias must rest upon tangible circumstances capable of creating a reasonable doubt about impartial adjudication; mere suspicion or loss of confidence does not suffice. The allegation that the respondents approached the learned District Judge is attributed to unspecified sources, without particulars of any communication or supporting material. Likewise, the general assertion that the Court is supporting the respondents identifies no specific act or incident demonstrating preferential treatment. Placement of the appeal before the learned District Judge following a reference, without any further circumstance indicating prejudice, does not establish bias. The grounds urged thus remain conjectural and disclose no sufficient cause for transfer under Section 24, C.P.C.

4. Consequently, the transfer application is **dismissed** in *limine* along with listed applications. The learned District Judge, Hyderabad, is directed to decide Civil Appeal No.259/2024 strictly on merits and in

accordance with law, after affording the parties an opportunity of hearing, within one month from receipt of this order. The observations made herein are confined to the transfer application and shall not influence the decision of the appeal.

JUDGE

Abdullah Channa/PS