

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
Crl. Transfer Appln. No.S-64 of 2016.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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1. For orders on office objection as Flag 'A'.
2. For Katcha Peshi.

07.11.2016.

Mr. Muhammad Afzal Jagirani, advocate for the applicant.

Mr. KJhadim Hussain Khooharo, A.P.G.

Mr. Deedar Ali Bangwar, advocate files power on behalf of respondent No.3, which is taken on record.

Through instant Crl. Transfer Application, the applicant/complainant seeks transfer of Sessions Case arisen out of Crime No.93/2015 registered at Police Station C-Section Kandhkot under section 365-B, 511, 506/II, PPC from the Court of learned Ist Additional Sessions Judge, Kandhkot to any other Court at District Kashmore having jurisdiction.

Learned counsel for the applicant submits that the houses of the accused persons are situated near Kandhkot City, and complainant and his witnesses apprehend danger to their lives at the hands of accused persons; hence the complainant is facing trouble while attending the Court of learned Ist. Additional Sessions Judge, Kandhkot.

On the other hand, learned counsel for respondents No.1 to 4, submits that the complainant is deliberately avoiding to cause his appearance before the Court of Ist Additional Sessions Judge, Kandhkot and persistently attempting to linger on the matter, however, he has no objection if this case is withdrawn from the Court of learned Ist. Additional Sessions Judge, Kandhkot and transferred to the Court of Additional Sessions Judge Kashmore with direction for the expeditious proceedings of the case.

Learned A.P.G submits that since the counsel for the respondents No.1 to 4/accused has given consent ^{to} the transfer of the case, therefore he has no objection if the said case is withdrawn from the present Court and transferred to any other Court having jurisdiction.

In view of consent given by the counsel for the complainant, the Sessions Case arisen out of aforementioned FIR is withdrawn from the Court of Ist Additional Sessions Judge, Kandhkot and transferred to the Court of Additional Sessions Judge Kashmore with direction to conclude the trial expeditiously and decide the same preferably within a period of three months hereof. Such compliance report be submitted to this Court through Additional Registrar.

Crl. Transfer Application stands disposed of.


Judge

- For Further Orders on Letter No: 97/2017
dated: 07-02-2017 received from Trial Court
as flag 'B'

21-4-2017.

Mr. Zafar Ahmed Malgani, advocate
holding brief for Mr. Mohammad Afzal
Vagirasani.

Listed letter/report be taken
on record.


Judge