

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
Cr. B.A. No.S- 38 of 2020

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For order on urgent application (M.A- 277 of 2020).
- 2. For orders on office objection.
- 3. For orders on exemption application (M.A-278 of 2020).
- 4. For hearing of main case.

17.01.2020

Mr. Babar Ali Panhwar, Advocate for Applicant.

Ms. Rameshan Oad, A.P.G.
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After arguing the matter at some length, learned counsel for the Applicant submits that he would be satisfied and shall not press this bail application if the trial Court is directed to record at least evidence of complainant SIP Sain Bukhsh within a period of 30 days; whereafter, the Applicant may be allowed to file fresh bail application on fresh ground if so desires. While arguing, the learned counsel also shows some reservations on the trial Judge and requests that his case may be transferred to any other Court having jurisdiction in the district. Learned A.P.G has raised her no objection.

In view of above, this bail application stands dismissed as not pressed. However, the trial Court is directed to record at least evidence of the complainant within a period of 30 days from the receipt of this order; thereafter, the Applicant would be at liberty to move fresh bail application on fresh ground before the trial Court, which shall be decided on its merit under intimation to this Court through Additional Registrar. Further, since learned counsel for the Applicant has shown some reservation on the Presiding Officer of trial Court, therefore, in the best interest of justice the learned Sessions Judge Hyderabad is directed to withdraw the file of the case from the Court of Illrd Additional Sessions Judge, Hyderabad and either proceed and decide the same himself or entrust it to any other Court having jurisdiction in the District for its disposal in accordance with law.

JUDGE