

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Crl. Transfer A. No.S- 100 of 2021

Date of hearing	Order with signature of Judge.
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Fresh Case

- 1.For orders on office objection
- 2.For orders on MA 6638/21
- 3.For hearing of Main Case

20-12-2021

Mr. Shabbir Ali Bozdar, Advocate for the Applicant.

On the last date of hearing, Applicant's Counsel was confronted as to the maintainability of this Crl. Transfer Application, as apparently the matter is now fixed before the trial Court for Judgment. Today, Counsel for the Applicant has filed statement along with case diaries dated 01.12.2021 and 11.12.2021, which clearly reflects that the matter is at the stage of Judgment and is only being adjourned on the ground that Applicant has filed adjournment applications with supporting affidavit mentioning therein that the instant Transfer Application is pending before this Court. This conduct of the Applicant depicts that mere filing of this Transfer Application, wherein even notice has not been ordered, an attempt has been made to delay the proceedings; whereas even otherwise at this belated stage of the proceedings when final arguments have been heard and matter has been posted for judgment, barring rare and exceptional circumstances, no Transfer Application can be entertained. In the present case, there

appears to be no justifiable cause for any exceptional circumstances which could convince this Court to transfer the case.

Accordingly, present Transfer Application being misconceived is hereby dismissed. Since without notice copies have been obtained and trial Court has been informed about pendency of this Transfer Application; therefore, let copy of this order be sent to trial Court for compliance.

JUDGE

Ahmad