

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Transfer App. No. S – 88 of 2019

Date of hearing	Order with signature of Judge
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For hearing of case

1. For orders on office objections at Flag-A
2. For hearing of main case

02.12.2019

Syed Zafar Ali Shah Bukhari, Advocate for applicant / complainant.
Syed Sardar Ali Shah Rizvi, Deputy Prosecutor General.

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Through this Transfer Application, applicant / complainant seeks transfer of Sessions Case No.112/2017 pending before learned Additional Sessions Judge, Moro to the Court of learned Additional Sessions Judge, Naushahro Feroze. Notice of this application was issued to the respondents / accused as well as Additional P.G.

2. Learned advocate for applicant / complainant pressed this transfer application only on the ground that complainant resides near Naushahro Feroze and it is inconvenient for the complainant to appear before learned Additional Sessions Judge, Moro. It is further submitted that accused also reside near Naushahro Feroze so it would be also convenient for them to appear before learned Additional Sessions Judge, Naushahro Feroze. No other ground has been urged.

3. DPG opposed the transfer application. Respondent No.4 accused Nazeer is present in the Court and states that whole prosecution evidence has been recorded except evidence of *mashir*. He has also opposed the transfer application.

4. In my considered view, when whole evidence has been recorded and only evidence of *mashir* is to be recorded, it would be better that learned trial Judge, who has recorded the evidence, should decide the case. No case for transfer of the case is made out. Transfer application is **dismissed**.

J U D G E

Abdul Basit