

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Transfer App. No. S – 84 of 2018

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|-----------------|-------------------------------|
| Date of hearing | Order with signature of Judge |
|-----------------|-------------------------------|

1. For orders on office objection at Flag-A
2. For hearing of main case
(Letter issued for report)

09.07.2018

Mian Mumtaz Rabbani, Advocate for the applicant.
Mr. Zulfiqar Ali Jatoi, Additional Prosecutor General for the State.

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This criminal transfer application has been moved by applicant / accused Abdul Hafeez in Sessions Case No.384/2016 (Re. The State V/S Abdul Hafeez and others) mainly on the ground that learned Presiding Officer is on Earned leave, on medical grounds and trial is being delayed. Notice was issued to respondent / complainant and report was called from learned Sessions Judge Sukkur.

Mr. Irfan Ali Soomro, advocate has filed power on behalf of respondent No.1 / complainant. It is reported by learned Sessions Judge Sukkur that Mr. Muhammad Ibrahim Soomro, Presiding Officer of the trial Court is on Earned leave w.e.f. 13.04.2018 to 27.07.2018. Charge has been framed on 12.12.2016, yet only one PW has been examined.

It may be observed that expeditious disposal is the right of the accused. After hearing both parties, by consent, Sessions Case No.384/2016 (Re. The State V/S Abdul Hafeez and others) is withdrawn from the file of learned 1st Additional Sessions Judge Sukkur and it is made over to learned Sessions Judge Sukkur for trying the case himself or for transfer to some Additional Sessions Judge for expeditious disposal of the case in accordance with law.

Criminal Transfer Application is **allowed** in the above terms.

J U D G E

Abdul Basit