

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Civil Transfer A.No.S- 26 of 2020

Date of hearing	Order with signature of Judge.
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Fresh Case

- 1.For orders on MA 892/2020.
- 2.For orders on CMA 893/2020.
- 3.For hearing of main case.
- 4.For orders on CMA 894/2020

29-10-2020

Mr. Muhammad Qayyum Arain Advocate for applicant.

The applicant being plaintiff by way of instant Civil Transfer Application has sought for transfer of her Family Suit No.38 of 2020 re: Mst. Subhana v. Nazeer Ahmed from the Court of learned 2nd Civil Judge & Judicial Magistrate, Mirpur Mathelo to any other Court of law at district Sukkur mainly for the reasons that she apprehends danger to her life while attending learned Family Court at Mirpur Mathelo, as she is being issued threats of murder at the hands of respondent.

On being asked, in what manner the applicant is apprehending danger to her life when the respondent/defendant is not in attendance before learned Family Court as still he has not been served with notice, as reflected from case-diary dated 29.06.2020 of learned trial Court, annexed with the memo of this application? No satisfactory reply to it was furnished by learned counsel for the applicant.

In these circumstances, the grounds taken by applicant are vague and wholly unsubstantiated. The mere allegation is not sufficient to justify transfer unless it is also substantiated by relevant material, which is not the case in hand. No ground, therefore, justifying transfer is made out. Consequently, the instant Civil Transfer Application along with listed applications being misconceived stands dismissed in limine.

JUDGE