

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Transfer App. No. S - 24 of 2022

Cr. Transfer App. No. S - 25 of 2022

Date of hearing	Order with signature of Judge
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Hearing of case

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

29.05.2023

Mr. Achar Khan Gabol, Advocate for the applicants/accused.
Ms. Shabana Naheed, Assistant Prosecutor General.

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1. Applicants Kareem Bux, Muhammad Yameen and Ghulam Hussain have filed Cr. Transfer Application No. S-24 of 2022 for transfer of Sessions Case No.206-A of 2019 (*Re: The State versus Shahnawaz Mari and others*), arisen out of Crime No.36 of 2019 registered at Police Station Lakha Road, District Naushahro Feroze for offences under Sections 302, 324, 148, 149, 337-F(i), 337-H(2), while Cr. Transfer Application No. S-25 of 2022 has been preferred by applicant Kareem Bux for transfer of off-shoot Sessions Case No.198-A of 2019 (*Re: The State versus Kareem Bux Mari*), arisen out of Crime No.39 of 2019 registered at Police Station Lakha Road, District Naushahro Feroze for offence under Section 24 of Sindh Arms Act, 2013. Both the cases are pending adjudication in the Court of learned Additional Sessions Judge, Kandiaro.
2. Heard and record perused.
3. It is the case of the applicants that there is murderous enmity between both the parties and recently five persons of the complainant party have been murdered and their allegation is against some other accused who are close relatives of applicant No.1; hence, the applicant party is in apprehension that in retaliation, complainant party may cause harm to them or murder them while attending Court at Kandiaro which is

in their vicinity. Moreover, the applicants belong to Taluka Naushahro Feroze and Bhira; hence, they face inconvenience while travelling to Kandiaro and remain worried about their security till the time when they return to their houses.

4. Keeping in view the security of the applicant party and to avoid any untoward situation, both the cases i.e. Sessions Case No.206-A of 2019 (*Re: The State versus Shahnawaz Mari and others*) and Sessions Case No.198-A of 2019 (*Re: The State versus Kareem Bux Mari*) are withdrawn from the file of learned Additional Sessions Judge, Kandiaro and transferred to learned Sessions Judge, Naushahro Feroze, who himself may hear and decide the cases or assign the same to any Additional Session Judge at Naushahro Feroze.

5. Both the Criminal Transfer Applications stand **allowed** in the above terms. Office is directed to place a signed copy of this order in the captioned connected matter.

Abdul Basit

JUDGE