

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD.

C.T.A. No.S— 38 of 2023

DATE

ORDER WITH SIGNATURE OF JUDGE

1. for order on CMA 3234 of 2023 (U/A)
2. for hearing of main case.

01.12.2023.

Mr. Manzoor Ali Jessar, Advocate for applicant.

1. Granted.

2. Learned counsel for applicant assails impugned order dated 02.11.2023 rendered in Civil Transfer application No.77 of 2023 by the Court of District Judge Hyderabad and seeks transfer of F.C.Suit No.1677/2018 from the Court of 1st Senior Civil Judge Hyderabad. The only ground invoked is bias of the learned judge.

The allegation articulated is *prima facie* unsubstantiated and devoid of any corroboration from the record, hence, cannot be made the basis to entertain or sustain the allegation of bias against a learned Judge. The concept impartiality or bias of a judge has been discussed exhaustively by the honorable Supreme Court in its judgment in the case of *Government of NWFP & Another vs. Dr. Hussain Ahmed Haroon & Others*, reported as 2003 SCMR 104, and the present matter does not merit favorable consideration upon the anvil of the said judgment. In view of the foregoing, instant civil transfer application is dismissed *in limine* along with pending applications.

Judge

A.Rasheed/stenographer