

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Family Transfer App. No. S – 03 of 2024

Family Transfer App. No. S – 04 of 2024

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| Date of hearing | Order with signature of Judge |
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Hearing of case

1. For orders on office objections at Flag-A
2. For hearing of main case
3. For hearing of CMA No.698/2024 (Stay)

10.05.2024

Mr. Raja Khan Siyal, Advocate along with applicant.

Mr. Ali Raza Baloch, Assistant Advocate General Sindh.

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Muhammad Iqbal Kalhoro, J. – I have heard learned Counsel for applicant and learned AAG Sindh on these application filed for transfer of Family Suit No.04/2022 (*Re: Mst. Afshan Arain versus Mudasir Raza Arain*) and Family Suit No.26/2022 (*Re: Mst. Afshan Arain versus Mudasir Raza Arain*) from the Court of learned Family Judge-II, Mirwah to any other competent court.

2. The ground taken by the counsel for transfer of these cases is that although the order of maintenance of child has been passed, but the meeting of applicant with the minor has not been fixed by the Court. This cannot be considered as a valid ground for transfer of these cases. If there is an order of the trial court allowing the applicant for meeting with minor and it is not being complied with by respondent, applicant may move a proper application seeking compliance of the order. On the basis of this ground, however, the cases cannot be transferred.

3. Learned AAG Sindh has also opposed these applications on the ground that these applications' object is to linger on the cases. This being the position, I do not find any merit in these applications and **dismiss** the same.

The transfer applications are accordingly **disposed of** along with pending application(s), if any. Office to place a signed copy of this order in the captioned connected matter.

J U D G E