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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
Cr. Transfer Appln. No. S- 102 of 2017.

Date	Order with signature of Hon'ble Judge
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For hearing of main case.

24.11.2017.

Mr. Khadim Hussain Khoonharo, A.P.G.

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Through this transfer application, the learned Vth Additional Sessions Judge, Larkana has requested for the withdrawal of Sessions Case No.535 of 2016 (re: State v. Nadir Ali Gopang) arising out of Crime No.67/2013 registered at P.S Badeh U/S 23(i)(a) of Sindh Arms Act from his Court on the ground that main murder case arising out of Crime No.65/2013 is pending adjudication before the Court of Learned Vth Additional Sessions Judge, Larkana.

It appears that in first round accused Nadir Ali Gopang was convicted by the trial Court vide judgment dated 21.11.2013 which was assailed by him in Cr.Appeal No.S-90 of 2013, the same was allowed by this Court on 26.5.2017 remanding the case to the trial Court for decision afresh after recording the evidence of P.Ws namely SIP/I.O Mukhtiar Ahmed and Gulzar Ali and providing opportunity of cross examination to the said accused and thereafter the learned Vth Additional Sessions Judge, Larkana conducted fresh trial after appointing advocate on State expenses for accused wherein learned ADPP closed the prosecution side and statement of accused U/S 342 Cr.P.C has also been recorded.

Since connected murder case arising out of Crime No.65/2013 is pending adjudication before the Court of learned Vth Additional Sessions Judge, Larkana, in order to avoid conflicting judgment, the Sessions Case No.535/2016 arising out of Crime No.67/2013 is withdrawn from the Board of learned Vth Additional Sessions Judge, Larkana and transferred to the Court of learned Vth Additional Sessions Judge, Larkana.

This transfer application stands disposed of.


JUDGE