

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Crl. Misc. Application No.S-544 of 2024

Date of hearing	Order with signature of Judge.
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FRESH CASE

- 1.For orders on MA 4573/24
- 2.For orders on MA 4574/24
- 3.For hearing of main case

15-10-2024

Mr. Imtiaz Ali Abbasi, Advocate for the applicants.

It is, *inter alia*, contended by counsel for the applicants that though this is not a counter-case, but with mala fide intentions and to defeat the proceedings of murder case, counter case has been managed. Perusal of impugned order reflects that in the impugned order while transferring case, learned Sessions Judge, Sukkur in para-6 has made the following observations:

“Record reveals that the ground mentioned in the transfer application and agitated by the applicant for transfer of above criminal case is that another criminal case bearing Crime No.28/2023 registered with Police station Salehpat, for offence under Sections 302, 337A(i), 337F(i), 504, 114, 147 & 148 PPC in respect of the same parties is pending adjudication before the Court of learned Additional Sessions Judge-V, Sukkur wherein date and time of the incident is shown same i.e. 12.04.2023 at 06:30 p.m as shown in the FIR Crime No.68/2023 registered with P.S. Salehpat, therefore, it would be better that both the cases be tried and decided by the same Court, as such Sessions Case No.636/2023, P.S, Salehpat, stands transferred from the Court of learned Assistant Sessions Judge, Rohri to learned Additional Sessions Judge-V, Sukkur for disposal in accordance with law”.

Learned counsel for the applicants has not been able to point out any illegality or infirmity in the impugned order requiring intervention of this Court. Accordingly, instant Crl. Misc. Application along with listed application(s) is dismissed in *limine*.

JUDGE