

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.  
Cr. Transfer Application No. S- 50 of 2018.

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

03.9.2018.

Mr. Shahbaz Ali Brohi, advocate for the applicant/accused.

Mr. Sharafuddin Kanhar, A.P.G.

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Through this criminal transfer application, the applicant/accused Javed Ahmed seeks withdrawal of Sessions Case No.399 of 2012 (Re: The State v. Sher Ahmed and others) arisen out of Crime No.215 of 2012 registered at P.S New Faujdari Shikarpur U/S 302, 427 PPC from the Court of 6<sup>th</sup> Additional Sessions Judge, Larkana to any Court at District Shikarpur having jurisdiction.


Learned counsel for the applicant submits that the accused belong to Brohi family and they have inimical terms with the Kakepoto community in Larkana District, therefore, they have apprehension for their lives in case they come from Shikarpur to Larkana to attend hearing of the case. He further states that complainant namely Ali Murad has also no objection if this matter is withdrawn from the present trial court and transferred to any other Court having jurisdiction in District Shikarpur.

Complainant Ali Murad bearing CNIC No.45206-7763393-7 is present and states that he has no objection if the alleged case is withdrawn from the trial Court and transferred to any other Court in District Shikarpur. He has also sworn his affidavit which is available on record.

Learned A.P.G, considering the fact that applicant has shown threats to his life as well as lives of other accused persons, also recorded his no objection for the grant of this application.

It appears that the ground raised by the applicant for the transfer of aforementioned case has not been denied by the complainant who has recorded no objection for the grant of this transfer application, therefore, this application is allowed. The Sessions Case No.399 of 2013 arisen out of FIR No.215 of 2012 registered at P.S New Faujdari Shikarpur is withdrawn from the Court of learned 6<sup>th</sup> Additional Sessions Judge, Larkana and transferred to the Court of Sessions Judge, Shikarpur for disposal either by himself or assign the same to any other court having jurisdiction in District Shikarpur.

The instant application stands disposed of.

  
JUDGE