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ORDER SHEET
IN THE HIGH COURT OF SINDH CIRCUIT COURT LARKANA
Crl. Transfer Appln No.S-71 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
	For Katcha Peshi.

28.10.2016

Mr. Mir Mumtaz Ali Bughio, Advocate for the applicants.
Mr. Khadim Hussain Khoohrao, DPG.

Learned counsel for the applicants submits that this application has been moved by the applicants for the transfer of Sessions Case No.193/2013 arisen out of Crime No.29/2016, registered at Police Station K.N Shah for offence under Sections 302, 504, 337-H(ii), 34, PPC from the Court of 2nd Additional Sessions Judge, Mehar to other Additional Sessions Judge at Mehar on the ground that the applicants have no faith in the learned Presiding Officer of the Court.

Learned DPG has strongly opposed this transfer application on the ground that no reason for alleged mistrust upon the Presiding Officer of the Court has been shown by the applicants.

It appears that the alleged mistrust has been shown by the applicants without any just reason. No doubt, for the purpose of transfer of a case, matter in the shape of evidence is not required to be produced by the party apprehending unfair trial, but there must be some material in order to substantiate the apprehensions entertained by a party. The proceedings cannot be transferred merely on suspicion or whims of a party. Therefore, this transfer application being devoid of any merit is dismissed accordingly.


Judge

Abul H. Qazi/**