

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Criminal Transfer Application No.S-64 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
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For orders on office objection  
For hearing of main case  
For hearing of M.A. 10730/2021

26.11.2021

Mr. Muhammad Azhar Arain advocate for respondent No.1.

Mr. Shehzado Saleem Nahiyoona, Addl. P.G.

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Applicant and his counsel have chosen to remain absent.

I have heard learned counsel for respondent No.1 as well as Additional Prosecutor General Sindh and perused the material available on record. This application has been filed for seeking transfer of Criminal Case No.15/2021 pending in the court of Civil Judge and Judicial Magistrate-I Umerkot to any other court on the ground that presiding Officer is misbehaving with the applicant who is accused and he is interested and favouring the complainant. However, a perusal of the case file reflects that no specific incident of misbehavior by the presiding officer or extending any favour to the complainant by him has been cited. Before this application, applicant also filed application before the Sessions Judge Umerkot for the same relief on the same grounds which has been dismissed vide order dated 28.09.2021 taking stock of earlier facts and grounds before finding the application without any merit. No ground for indulgence is made out for transfer of the case. Application appearing to be based on frivolous grounds is accordingly dismissed.

JUDGE

Ali Haider