

*ORDER SHEET*  
**HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD**

Cr. Transfer Application No.S-08 of 2025.

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For orders on office objections.  
For hearing of main case.  
For hearing of M.A No.691/25.

24.02.2025.

Mr. Muhammad Yousif Narejo, Advocate for applicant.

Ms. Safa Hisbani, APG for the State a/w SIP Dileejan Rind on behalf of SHO PS Qasimabad, Hyderabad.

Respondent No.2 Sakhawat Ali present in-person.

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The counsel for the applicant argues that the Transfer Application filed by the respondent No.2 before learned Sessions Judge, Hyderabad was heard and decided without hearing present applicant. This is the sole ground raised by the learned counsel for the applicant. It is maxim of the jurisprudence that no one shall be condemned unheard that is Audi Alteram Partem. In light of such principle laid down particularly for the disposal of matter, such condition must be complied with by the concerned court for fair trial.

In view of above circumstances, I hereby allow the Transfer Application in hand and remand back the matter to learned District & Sessions Judge, Hyderabad for hearing the matter afresh after providing an opportunity to both parties at the same time.

JUDGE