

ORDER SHEET

THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Cr. Transfer Appln. No. S-29 of 2024

Date Order with signature of Judge

1. For order on office objection.
2. For hearing of main case.

24-06-2024

Mr. Safdar Ali Ghouri, advocate for the applicant
Mr. Irshad Ali R. Chandio advocate for respondent No.2.
Mr. Ali Anwar Kandhro, Additional Prosecutor General for the
State

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This criminal transfer application is arising out of two counter cases, viz Crime No. 20/2022, U/S 337-A(ii), 337-F(i), 504, 506/2, 147, 148, 149 P.P.C, registered at Police Station Garelo and other Crime No. 19/2022 of the same Police Station U/s 337-A(iii), A(i), F(i), 504, 506/2, 147, 148, 149 P.P.C, wherein by way of this application, it is required that both the cases be tried by the same court.

Apparently the trial of crime No.19/2022 is being conducted by the learned Sessions Judge, whereas the Crime No. 20/2022 is a Magistrate trial.

Learned counsel for the applicant has referred to a order dated 30.03.2005, passed by this Court in Cr. Transfer Appln. No. S-70/2004, wherein entertainment has been given that the magistrate trial case is to be conducted by the learned Sessions Judge may not come up.

Learned counsel present agree that in order to ensure that a conflicts judgments where the Sessions Judge has the available power to conduct the trial of the magistrate case. The matters are available to be directed to be tried by the learned Sessions Judge. Ordered accordingly.

As such Crime No. 20/2022 of P.S. Garelo, present in the matter is now to be tried by the learned VI-Additional Sessions Judge, Larkana

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who is already proceeding with the Crime No.19/2022. Learned counsels also require a time frame to be consented. Accordingly, looking to the number of witnesses, four months' time is considered being reasonable for the learned trial court to conclude the trial proceedings and it is expected that learned trial court shall endeavour to conclude the same within said period, in case failure of conclusion, further time may be called from this court. Transfer application stands allowed and matter stands disposed of as above.

[Handwritten Signature]
Judge