

ORDER SHEET
IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD
Cr. B.A. No. S- 536 of 2015

DATE	ORDER WITH SIGNATURE OF JUDGE
8.9.2015	

For hearing

Mr. Muhammad Asif Malik advocate for applicant
Ch. Aftab Ahmed Warriach advocate for complainant
Syed Meeral Shah Bukhkari, D.P.G.

After hearing at length, without touching the merits of the case and with the consent of counsel for accused and complainant it is ordered that trial court should decide S.C. No. 66 of 2015 within 60 days. The trial court is therefore directed to frame the charge on Monday i.e. 21.9.2015. It is stated by the complainant and DPG that the accused has already been challaned on 6.3.2015 and for last five months the charge has not been framed. The counsel for complainant present in court states at bar that the process of declaring the co-accused as absconder has already been completed, therefore, there is no excuse for not framing the charge. It is also stated by the complainant's counsel that the court of 1st Additional Sessions Judge is lying vacant since the learned Judge has proceeded for Hajj and both learned DPG as well as counsel for complainant want that this case be transferred to the court of Sessions Judge or any other Additional Sessions Judge. Accordingly, S.C. No. 66 of 2015 is transferred to the Court of Sessions Judge who may try the same himself or send it to any other Additional Sessions Judge for disposal according to law forthwith. The trial court to whom this case may be assigned shall proceed with the case atleast twice in a week so that the prosecution evidence may be completed within two months. Any application for adjournment on any ground by the complainant or prosecution would be treated as an attempt to unnecessarily delay the proceedings. The applicant may repeat the bail application after two months in the trial court on the basis of whatever evidence is available with him by that time.

With the above observations these bail application stands disposed of.

JUDGE