

**THE HIGH COURT OF SINDH AT KARACHI**

No.: 798 /MIT-II/ CTA No. 26/20223.

Dated: 18-04-2023

From:

Member Inspection Team-II,  
High Court of Sindh, Karachi.

DISTRICT & SESSIONS JUDGE  
KARACHI WEST  
280/2023  
Date 19.4.2023  
[Signature]

To,

✓ The Learned District and Session Judges in all districts of Sindh

**SUBJECT: CIVIL TRANSFER APPLICATION No. 26/2023**

I am sending the copy of order dated 17.04.2023 passed by this Hon'ble Court in the subject case for information and necessary compliance.

For convenience the relevant portion of the order is reproduced as under:

**"Learned MIT shall issue directions to all learned judges of District Courts that they shall ensure that evidence shall be dictated by the Presiding Officers personally."**

You are also requested to circulate the above order among the judicial officers in your respective district for its compliance.

[Signature]  
18/4/2023  
(Suhail Muhammad Laghari)  
Member Inspection Team-II

Enclosed as above.

*In form to Cd. Family Judge xxiii and also circulate amongst all the Cd. Judicial Officers for compliance*

20/04/2023

[Signature]  
19/4/2023  
DISTRICT & SESSIONS JUDGE  
KARACHI WEST

2608  
18.4.23

ORDER SHEET  
THE HIGH COURT OF SINDH AT KARACHI  
CTA No. 26 of 2023

Date: Order with signature(s) of the Judge(s)

- 1. For order on CMA No. 2846/2023
- 2. For order on CMA No. 2847/2023
- 3. For hearing of main case

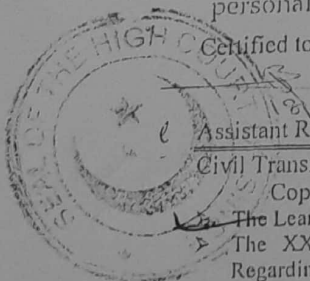
17.04.2023

Mr. Sajjad Ahmed, Advocate for the applicant.

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At the outset, learned counsel for the applicant has emphasis over page-51 which speaks that "cross was reserved because applicant's counsel wants to transfer the case and has no believe on this court" and further contends that he has complete faith over the trial court but learned Presiding Officer shall dictate the evidence brought on record by the witness through cross-examination and examination-in-chief personally. Needless to mention that it is requirement of law and trial Judge is under obligation to adopt the procedure. Accordingly, this transfer application is dispose of with directions to the learned trial Court to conclude the trial preferably within two (02) months and ensure that he will adopt the procedure while dictating the evidence personally, and shall not leave the evidence to be recorded by the P.A. or P.S directly. Learned MIT shall issue directions to all learned Judges of District Courts that they shall ensure that evidence shall be dictated by the Presiding Officers personally.

*[Handwritten signature]*  
18/4/23



Certified to be true copy

Sd/- SALAHUDDIN PANHWAR  
JUDGE

Assistant Registrar (Civil / Writ SB)

Civil Transfer Application No. 26/2023

Karachi, dated the April 18, 2023

Copy forwarded for information and compliance to:  
 The Learned Member Inspection Team-II of this Court.  
 The XXIIIrd Civil and Family Judge, Karachi (West) in G & W No. 1476/2022,  
 Regarding Amir Khan versus Mst. Bi Bi Haleema and another.

*(Abdul Rashid Baloch)*  
 Assistant Registrar (Civil / Writ SB)

Receiver of Page 18.4.23

IN THE HIGH COURT OF SINDH AT KARACHI

Civil Transfer Application NO. 26 /2023

Amir Khan S/O Sher Afzal  
Muslim Adult R/O House No.E-80, Street NO.6  
Afridi Colony, Sector 10, Orangi Town  
Karachi ..... Applicant

VERSUS

i Mst Bi Bi Haleema D/o Fazal e Moula  
Muslim Adult R/o House No. 7, Sanwal Chowk,  
New Mianwali Colony Mangopir Road,  
Karachi ..... Respondent

2 Master Zain Amir S/O Sher Afzal  
Aged about 4 Years,  
Muslim, minor, though her  
Mother respondent No.1 ..... Minor/Ward

CIVIL TRANSFER APPLICATION UNDER SECTION 24 CPC  
READ WITH SECTION 25-A FAMILY COURT ACT



P.T.