

# THE HIGH COURT OF SINDH, KARACHI

Phone No. 021-99203220

No. Gaz /Instructions /JO(i)

Fax No. 021-99203221

Dated: 18-04-2025

All  
communications  
should be  
addressed to  
the Registrar  
High Court of  
Sindh Karachi  
and not to any  
official by name.

From:

Registrar,  
High Court of Sindh,  
Karachi.

To:

Learned District & Sessions Judges,  
Karachi-South, East, West, Central and Malir.

## **SUBJECT: INSTRUCTIONS REGARDING TRANSFER OF CASES PURSUANT TO SINDH ACT NO. VI OF 2025.**

With reference to this Court's letter dated 16.04.2025 on the subject noted above, the said instructions are reiterated herein with greater clarity for ease of understanding and implementation:

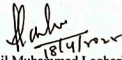
1. The High Court has by now delivered files of more than 20,000 cases to the District Courts and transfer of remaining cases will be completed in few days. However, the cases receipt data uploaded by the District Courts on the CFMS reflects a docket of only 10,116 cases, which shows slow progress. Therefore, all District & Sessions Judges are directed to expedite the updation/receipt of cases on CFMS within 7 days under intimation to this office.
2. There have been instances where parties move applications in disposed-of suits/proceedings (e.g., for correction in judgment/decreed, return of documents, release of money deposited with the Nazir, etc.), however, it is complained that the Affidavit & Identity Branch of the High Court does not accept such applications. Since files of disposed-of cases have not been transferred to the concerned District Courts, the parties cannot file such application over there. Therefore, the Assistant Registrars, Affidavit & Identity Branch of High Court are also being directed to accept applications made in disposed-of cases, which applications shall then be transferred to the concerned District Judge along with the disposed of case file for further proceedings with proper paging and index.
3. In several suits and executions, the Nazir of the High Court was appointed to ensure compliance of direction. The apprehension is expressed by counsels that owing to transfer of cases to District Courts, there may not be the same coordination between the transferee court and the Nazir of the High Court thus resulting in delay. Therefore, to ensure implementation of orders already passed for compliance to the Nazir of the High Court, it is clarified that all transferee courts may continue seeking aid from the Nazir of the High Court in cases where he is already seized of an assignment until the same is concluded. To facilitate such coordination, the Deputy Nazir is appointed as focal person to receive and address all orders passed by the transferee courts in this regard. Correspondence in this regard may be made by transferee Court with Deputy Nazir of High Court,

  
18/4/25

**P.T.O.**

4. To ensure proper implementation of orders (already passed by this Court) wherein the **Official Assignee** of the High Court has been appointed, all transferee courts may continue to seek assistance from the Official Assignee office in cases where he is already seized of the matter, until its final conclusion. For such purpose, communication be made with Superintendent of office of Official Assignee, Karachi.
5. In suits at the stage of evidence in the High Court, bulk of the evidence was being recorded on Commission. Upon transfer of these suits to the District Courts, some Commissioners and counsel have expressed uncertainty over the fate of the Commission which are being perceived as a special arrangement prevailing in the High Court alone. It is clarified that the Commissions appointed by the High Court to record evidence was not by way of any special power with the High Court, but in exercise of powers under Order XXVI and Order X Rule 1-A CPC available to all civil courts. Therefore, until the transferee Court now seized of the suit is inclined to recall the order of Commission, which the Court is competent to do if the circumstances so demand, the evidence shall continue to be recorded on Commission. To supervise the Commission, the transferee court may call periodic reports from the Commissioner as was the practice when the case was pending in the High Court.

It is expected that in transitory period post-transfer, peculiar issues and queries will arise from time to time both from litigants and the transferee courts. A focal person in the Additional Registrar (O.S.) office of High Court, is nominated to whom all such queries and issues can be directed and said office shall then liaise with the transferee courts for addressing the same.



(Suhail Muhammad Laghari)  
REGISTRAR

**Copy forwarded for information and necessary action to:**

1. The Advocate General Sindh, Karachi.
2. The Prosecutor General Sindh, Karachi.
3. All the learned District & Sessions Judges, in Sindh.
4. The Official Assignee, Karachi.
5. The Secretary, Sindh Judicial Academy, Karachi.
6. The Secretary, High Court Bar Association Karachi.
7. The Secretary, Sindh Bar Council, Karachi.
8. The Director General (I.T.) of this Court, for uploading on official Website of High Court of Sindh.
9. The Additional Registrars, High Court of Sindh, Bench at Sukkur and Circuit Courts at Hyderabad, Larkana and Mirpurkhas.
10. The Director (Library & Research) of this Court.
11. The Additional Registrar (O.S) of this Court.
12. The Assistant Registrars, Affidavit & Identity Section of this Court with direction to comply with the directions contained in above para-2.
13. All the Officers/Assistant Registrars/Court Associates to Hon'ble Judges.