ORDER SHEET

HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Cr. Appeal No.S-194 of 2023.

DATE

ORDER WITH SIGNATURE OF JUDGE

- For hearing of M.A No.12749/23.
- For hearing of main case.

17.04.2025.

Mr. Hameedullah Dahri, Advocate for appellant.

Mr. Shahid Ahmed Shaikh, Addl. P.G for the State a/w complainant & victim.



On the last date of hearing, the complainant and the victim were present, however, the order was passed for bringing the original CNIC of complainant, which was not with the complainant at that time and they were also directed to produce the direct parentage of the victim father and mother in the Court for verification. However, today the complainant is present alongwith CNIC, which is verified by this Court. The complainant & victim state that the father of victim is not well, therefore, he cannot appear, whereas the complainant is also uncle of the victim and has filed affidavit alongwith affidavit of the victim, wherein they have stated that they have no objection if the appellant is acquitted in the above appeal. The counsel for the appellant places reliance upon case of Zulfiqaruddin v. The State etc reported in PLJ 2022 SC (Cr.C) 40 and un-reported Judgment of this Court passed in Cr. Appeal No.S-108 of 2022, wherein it is stated that affidavits are filed during the pendency of the appeal. They are also to be considered no objection is given as in the case of Honourable Supreme Court of Pakistan (Supra).

In the light of case law submitted and the affidavits filed by the complainant and the victim of the case, I hereby acquit the present appellant/accused. He may be released forthwith if not required in any other case.