

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
MIRPURKHAS**

Criminal Revision Application No.S-63 of 2024

Applicant: Mehboob Alam son of Abdul Jabbar,
Through Mr. Rana Raheel Mehmood Rajpat, Advocate.

Respondent No.1:The State.
Through Mr. Ghulam Abbas Dalwani, Deputy P.G.

Respondent No.2: Shoukat Ali s/o Bashir Ahmed Jat
Through Mr. Khalid Hussain Rahimoon, advocate.

Date of hearing: 28-08-2025.

Date of Order: 28.08.2025.

ORDER

Amjad Ali Sahito, J: Through this Criminal Revision Application, the applicant Mehboob Alam has challenged the judgment dated 16.12.2020 passed by the learned Additional Sessions Judge-I/MCTC, Mirpurkhas in Criminal Appeal No.12/2020, whereby dismissed the appeal and judgment dated 27.11.2020 passed in CrI. Case No.186/2018, arising out of Crime No.141/2018 for offence under section 489-F and 420 PPC of PS Town, by learned Civil Judge and Judicial Magistrate-I/MTMC, Mirpurkhas whereby he convicted the applicant and sentenced under section 489-F PPC to suffer S.I for 02 years with fine of Rs.20,000/- and to suffer S.I for 01 year with fine of Rs.20,000/- under section 420 PPC was maintained.

2. The learned counsel after arguing at some length; prayed that he would not like to argue on merits but would be satisfied if the sentence awarded to the applicant was reduced to the time he had already remained in prison. He further submits that applicant being handicap and poor person cannot deposit fine amount imposed through the impugned judgment by learned trial court, therefore, he prayed for reduction in the fine amount.

3. On the other hand, learned D.P.G concedes that the applicant has remained behind the bars for sufficient period and learnt the lesson, therefore, he has no objection if a lenient view is taken against him by dismissing the instant Criminal Revision application and treating the sentence to one as already undergone.

4. I have heard the learned counsel for the applicant, learned D.P.G for the State and have gone through the record.
5. It appears that the present Criminal Revision Application was instituted on 05.01.2021 and is still pending adjudication before this Court. The applicant has remained incarcerated, having undergone substantial part of the sentence, and has been facing proceedings in the instant crime since 2018. It is further noted that the applicant is a handicapped person, both of his legs being paralyzed, thereby necessitating special consideration on humanitarian grounds.
6. Learned counsel for the applicant submits that he does not press the instant Criminal Revision Application on merits and would be satisfied if the sentence awarded to the applicant is reduced to the period already undergone. He further prays for reduction of the fine imposed by the learned trial Court on the ground that the applicant is a poor and handicapped person. Learned Deputy Prosecutor General has also recorded his no-objection in this regard.
7. Accordingly, while taking a lenient view, the Criminal Revision Application is dismissed, however, with modification to the extent that the sentence awarded to the applicant is reduced to the period already undergone. Moreover, the total fine of Rs.40,000/- (Rs.20,000/- imposed under Section 489-F, PPC and Rs.20,000/- imposed under Section 420, PPC) is reduced to a consolidated fine of Rs.20,000/-, in view of the applicant's medical condition and overall circumstances.
8. At this stage, learned counsel for the applicant submits that the fine amount of Rs.20,000/- has already been deposited with the Accountant of this Court today, and has also produced the receipt evidencing such deposit. A copy of the said receipt, as received from learned counsel, is taken on record.
9. Since the applicant is present on bail, his bail bond stands cancelled and the surety stands discharged. Office is directed to return the surety papers to the surety after due verification and identification.
10. The instant Criminal Revision Application is **dismissed** with above modification.

JUDGE