

IN THE HIGH COURT OF SINDH  
CIRCUIT COURT MIRPURKHAS

Crl. Appeal No.S-01 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For hearing on M.A No.45/2025.
- 2. For hearing of main case.

01.10.2025

Mr. Mian Taj Muhammad Keerio, advocate for appellant.  
Mr. Afzal Karim Virk, advocate for the complainant.  
Mr. Neel Parkash, Deputy Prosecutor General Sindh.  
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ORDER

The appellant has filed application under section 426 Cr.P.C seeking suspension of operation of impugned judgment dated 03.01.2025 vide which the appellant was convicted for the offence under sections 324, 337-A(iv) and 337-F(iii) P.P.C as under: -

U/S 324 P.P.C.

Seven years (R.I) for committing attempt to murder of Ghulam Ali and to pay fine of Rs.50,000/- (Fifty thousand),and in case of default, he shall suffer S.I. for six months more.

U/S 337-A(iv) P.P.C.

To pay Arsh to the victim Ghulam Ali, equivalent to the Fifteen percent (15%) of value of diyat notified by the Government for the financial year 2022-23, in case of default he shall undergo S.I till realization of Arsh Amount.

U/S 337-F(iii) P.P.C.

To pay Rs.25,000/- as Daman to the victim Ghulam Ali, in case of default he shall undergo S.I till realization of Daman Amount.

Today counsel for the appellant, counsel for the complainant and learned D.P.G are heard on application U/S 426 Cr.P.C as the appellant has awarded sentence not more than 07 years with fine of Rs.50,000/-.

Learned counsel for the appellant submits that the sentence is short one and due to heavy backlog, the appeal would take some time for disposal; that appellant was on bail during trial and he did not misuse it, therefore, he prayed for suspension of sentence.

Learned counsel for the complainant as well as learned D.P.G have recorded their no objection.

Heard and perused.

Admittedly, the conviction and sentence awarded to the appellant is for 07 years and due to heavy backlog of cases, the appeal will take some time for disposal as held by the Hon'ble Supreme Court of Pakistan in the case of **Abdul Hameed V/S Muhammad Abdullah** reported in 1999 SCMR 2589. More so, learned counsel for the complainant as well as learned D.P.G have recorded their no objection for suspension of sentence.

In view of above, application for suspension of sentence U/S 426 Cr.P.C is allowed and sentence is suspended and the appellant Abdul Ghani S/o Ezzo Khaskheli is admitted on bail subject to furnishing a solvent surety in the sum of Rs.50,000/- and P.R. Bond in the like amount to the satisfaction of the learned Additional Registrar of this Court.

To come up after three weeks.

**JUDGE**

*\*Faisal\**