

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Jail Appeal No. S – 144 of 2023

(*Irshad Ali Mahar versus The State*)

Date of hearing : 17.12.2025

Date of decision : 17.12.2025

Mr. Alam Sher Bozdar, Advocate for appellant.
Mr. Khalil Ahmed Maitlo, Deputy Prosecutor General.

ORDER

Mahmood A. Khan, J. – Appellant Irshad Ali S/o Shahnawaz Mahar has preferred this appeal against the judgment dated 30.11.2023, passed by learned Additional Sessions Judge-V, Sukkur in Sessions Case No.124/2021, arising out of Crime No.06/2015, registered at Police Station Lakhi Ghulam Shah, District Shikarpur, whereby he has been convicted and sentenced under Section 295-B, PPC to suffer life imprisonment, while extending him benefit of Section 382-B, Cr.P.C.

2. Jail roll has been brought up, whereby the unexpired portion after remission earned is 04 years 01 month and 03 days. On the earlier date, it was also observed that the motive in the matter was absent in the proceedings. Though same is not mandatory requirement in criminal proceedings; however, its importance can never be denied. It was further observed that during the trial, the learned Presiding Officer had himself acquired psychological treatment of the appellant; however, no consideration has been given during the proceedings and at the time of the conclusion.

3. Learned DPG states that he would not oppose the disposal of the appeal on the basis of undergone on account of the circumstances as brought up.

4. Accordingly, it is ordered that the sentence of the appellant is reduced to the **undergone**, and in case not required in any other case, he be released forthwith, for which learned Counsel for the appellant has made the request.

Appeal stands **disposed of** in the above terms.

J U D G E