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ORDER-SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
Crl. Appeal No. S-19 of 2020.

Date of hearing	Order with signature of Judge
31.03.2022.	

1. For orders on office objection.
2. For hearing of case.

Mr. Nooruddin Mahessar holds brief for Mr. Sajid Hussain Mahessar, advocate for the appellants, along with appellants Anwar, Munawar, Hafeez and Rustam, all by caste Solangi, who are present in person on bail.

Mr. Ali Anwar Kandhro, Addl. P.G.

1 & 2. Appellants Anwar, Munawar, Hafeez and Rustam, all by caste Solangi, were charged and tried by the learned IInd Additional Sessions Judge, Mehar, in Sessions Case No.462/2018 re-The State V. Anwar & others, based upon F.I.R No.86/2018 of P.S Radhan Station, and on conclusion of trial they were convicted and sentenced as under:-

"1. All accused are convicted for offence U/S 324 PPC and sentenced to undergo R.I for (05) Five Years and to pay fine of Rs.30,000/- (rupees thirty thousand) each. In case of default they shall further undergo S.I for (03) Three Months.

2. All accused are further convicted for offence U/S 148, PPC and sentenced to undergo R.I for (06) Six Months. All the above sentences shall run concurrently.

Since it is also proved that accused have caused injuries to complainant Mohammad Soomar and witnesses, as per medico legal certificate nature of injuries of complainant Mohammad Soomar are declared Shajjah-i-Khafifah, Ghayr-e-Jaifah Badi'ah and other hurts, nature of injuries of eyewitness Lal Bux are declared as Ghayr-Jaifah Badi'ah and nature of injuries of eyewitness Shahzore are declared as Shajjah-i-Khafifah and other hurts, therefore, accused are directed to pay Daman of Rs.30,000/- (thirty thousand) to each injured."



The appellants filed appeal before this Court against the judgment of their conviction. However, during pendency of the appeal, the appellants entered into compromise with the complainant and injured witnesses. Both parties i.e. the appellants, complainant Mohammad Soomar and injured PWs Lal Bux and Shahzore being present in Court jointly request for according permission to them to compound offence and for acquitting the appellants/accused by accepting such compromise.

Complainant Mohammad Soomar and injured PWs Lal Bux and Shahzore state that they have entered into compromise with the appellants on the Holy Quran on the intervention of Nekmards, hence they have forgiven them and do not claim any compensation, Arsh or Daman etc. They have also stated that they have no objection if the appellants are acquitted of the charge in terms of compromise.

In view of above position, permission under Section 345(5), Cr.P.C. to compound the offence is accorded to the parties. As a result whereof, the compromise between the parties is accepted and the appellants are acquitted under Section 345(6), Cr.P.C. They are present on bail. Their bail bonds stand cancelled and surety(ies) discharged.

Instant appeal is disposed of in terms of compromise.

JUDG

The above order has been complied
On 17.1.2023
Accountant 17.1.23