IN THE HIGH COURT OF SINDH AT KARACHI

Criminal Revision Application No. 211 of 2018

Ahsan and another ……….……...v/s……….…..The State

Date of hearing: 22.07.2019
Date of order: 22.07.2019

Nemo for Applicants
Mr. Zahoor Shah, DPG

O R D E R

FAHIM AHMED SIDDIQUI, J:- The applicants were convicted by the trial Court (Judicial Magistrate-XIII, Karachi West) through judgement dated 18-01-2018 and they were sentenced in an offence under Sections 392 & 34 PPC for three years rigorous imprisonment and fine of Rs. 45,000/- with the observation that they have to undergo six months simple imprisonment in case of default in payment of fine. Nevertheless, the benefit of section 382 CrPC was extended to them

2.   Against the said conviction, the applicants have preferred an appeal before the Sessions Court, which was subsequently entrusted to the Additional Sessions Judge-IX, Karachi West. The said appeal was dismissed through a detailed and well-reasoned judgment. After dismissal of the appeal, the instant criminal revision application was filed. It has been observed that since filing of the instant application, no one is in attendance in the instant criminal revision application, as such notice was served upon the applicants in jail. As per report of Jail Superintendent, both the applicants have been released after completing their sentences with remissions and payment of fine.

3.   Even then, with the help of the learner Prosecutor, the instant Criminal Revision Application was examined. The applicants are involved in a street offence and the witnesses have fully implicated the applicants

in the commission of offence. The trial Court as well as the lower appellate forum has discussed the entire evidence and also considered the defence plea raised by them in their statements under Section 342 CrPC. I found no misreading or non-reading of the available evidence as well as no illegality or infirmity in the concurrent findings was observed. In such a situation, I found no merit in the instant Criminal Revision Application, hence the same is dismissed.

J U D G E