

ORDER SHEET  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD**

Criminal Appeal No.S-95of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For hearing of M.A. No.5774/2021. 2. For hearing of main case.

**16.07.2021**

Mr. Muhammad Kareemullah Memon, Advocate for the  
appellant.

Ms.Sobia Bhatti, A.P.G for the State.

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The appellant for an offence punishable under section 23 (i) (a) of Sindh Arms Act, 2013has been convicted and sentenced to undergo R.I for one year and to pay fine of Rs.10,000/- and in default whereof to undergo simple imprisonment for three months with benefit of section 382(b) Cr.P.C by learned 1<sup>st</sup> Additional Sessions Judge, Tando Muhammad Khanvide her Judgment dated 02.06.2021, which is impugned by the appellant before this Court by preferring an appeal and in the meanwhile, by way of listed application under section 426 Cr.P.C., has sought for his release on bail pending disposal of his appeal.

2. It is contended by learned counsel for the appellant that the sentence is short one and hearing of his appeal is likely to take time. By contending so, he sought for release of the appellant on bail pending disposal of his appeal.

3. Learned A.P.G for the State has recorded no objection to release of the appellant on bail.

4. I have considered the above arguments and perused the record.

5. The appellant at trial was enjoying the concession of bail; the conviction and sentence awarded to him are short one and hearing of his appeal because of heavy pendency, obviously would take time. In these circumstances; a case for release of the appellant on bail pending disposal of his appeal is made out.

6. In view of above, by suspending the operation of impugned judgment, while relying upon case of *Abdul Hameed Vs. Muhammad Abdullah and others (1999 SCMR 2589)* the appellant is admitted to bail subject to his furnishing surety in sum of Rs.30,000/- and P.R bond in the like amount to the satisfaction of Additional Registrar of this Court.

7. The listed application is disposed of accordingly.

JUDGE

Muhammad Danish Steno\*