

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

Criminal Appeal No.S- 121 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE
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For hearing of MA 8260/2022.

12.04.2023.

Mr. Muhammad Yousuf Leghari, Advocate for appellant.

Ms. Safa Hisbani, A.P.G for State alongwith Inspector Amanullah Rajer IO ACE, Shaheed Benazirabad.

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Learned counsel has stated that complaint is of 22.09.2008 whereas the case was registered on 01.04.2015 (that is after the delay of around seven years). His second contention is that entire issue revolves around the transferring of 01-34 acres government land to complainant in lieu of illegal gratification of Rs.60,000/- which the appellant said to have demanded. The learned counsel has read the evidence of complainant and one P.W. Interestingly the Complainant in his cross examination has stated that it is wrongly mentioned in FIR that appellant demanded illegal gratification from the complainant's Father. One PW (Mehboob) turned hostile. Appellant is in Jail after passing of the impugned judgment dated 15.09.2022. He was awarded, inter alia, 04 years (R.I) and fine of Rs.20,000/-. It has also come on record that no State land was transferred in favour of the complainant and thus the Appellant's counsel argued, that no loss to the public exchequer was caused.

Learned A.P.G has vehemently opposed the suspension of sentence.

Without touching upon the merits of the case, the sentence awarded to the appellant is suspended for the time being and the appellant is admitted to bail, subject to his furnishing solvent surety in the sum of Rs.100,000/- (Rupees One Hundred Thousand) and P.R Bond in the like amount to the

satisfaction of the Additional Registrar of this Court. If the bail is misused, it will be recalled.

To come up on **10.05.2023 at 11-00 a.m.**

JUDGE

Tufail