

ORDER SHEET  
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR  
Crl. Revision Application S-21 of 2023  
(*Irshad Ahmed Awan vs. The State*)

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DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For Orders on office objection.
2. For Orders on MA No. 1625/2023 (426 Cr.P.C)
3. For hearing of main case.

**17-10-2023**

Mr. Alam Sher Khan Bozdar, advocate for the applicant.  
Mr. Shafi Muhammad Mahar, Deputy P.G General.

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On conclusion of trial, the applicant was convicted u/s 489-F PPC and sentenced to undergo R.I for three years with fine of Rs. 25,000/- and in default whereof to undergo simple imprisonment for three months with benefit of section 382-B Cr.P.C by learned Ist Judicial Magistrate/MTMC Mirpur Mathelo vide judgment dated 31-01-2023, which he impugned by preferring an appeal, it was dismissed by learned 1<sup>st</sup> Additional Sessions Judge Mirpur Mathelo vide judgment dated 07-03-2023, which he has impugned before this Court by preferring the instant Crl. Revision Application. In the meanwhile by way of listed application has sought for his release on bail by suspending the operation of impugned judgment.

It is contended by learned counsel for the applicant that the aggregate sentence with fine awarded to the applicant being **three years** is short one; the applicant inclusive of remission has already undergone two years of the sentence and disposal of his Revision Application is likely to take time on account of heavy pendency; therefore, the applicant is entitled to be released on bail by suspending the operation of impugned sentence, which is not opposed by learned DPG for the State.

Heard arguments and perused the record.

In view of above, while relying upon the case of *Makhdoom Javed Hashmi Vs. The State (2007 SCMR 1844)*, the operation of impugned sentence is suspended and the applicant is directed to be released on bail, subject to his furnishing surety in sum of Rs.100,000/- (Rupees One lac) and PR bond in the like amount to the satisfaction of Additional Registrar of this Court.

The listed application is disposed of accordingly.

Adjourned to be fixed after three weeks for hearing of main Revision Application.

J U D G E