

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Crl. Appeal No. S-05 of 2024

(Zulfiqar Jatoi Vs. The State)

DATE

ORDER WITH SIGNATURE OF JUDGE

1. For hearing of MA No. 599/2024 (426 Cr.P.C)
2. For hearing of main case.

19-03-2024.

M/s Rukhsar Ahmed Junejo and Raja Iftikhar Hussain Ansari advocates for the appellant.

Mr. Aftab Ahmed Shar, Additional P.G for the State.

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On conclusion of trial the appellant was convicted u/s 24 of Sindh Arms, Act 2013 and sentenced to undergo rigorous imprisonment for six years with fine of Rs. 50,000/- and in default in payment whereof to undergo simple imprisonment for one year with benefit of section 382 (b) Cr.P.C by learned IVth Additional Sessions Judge (Hudood) Sukkur vide judgment dated 26-01-2024, which the appellant has impugned before this Court by preferring an appeal and in the meanwhile he has sought for his release on bail by way of listed applicant pending disposal of his appeal by suspending the operation of sentence.

Heard arguments and perused the record.

As per jail roll appellant in-collusive of remission has remained in jail for about 22 months and hearing of his appeal is likely to take more time because of heavy pendency; therefore while relying upon case of *Abdul Hameed Vs. Muhammad Abdullah and others (1999 SCMR-2589)*, the operation of the sentence awarded to the appellant is suspended; consequently he is directed to be released on bail, subject to his furnishing surety in sum of **Rs.50,000/- (Fifty thousand)** and PR bond in the like amount to the satisfaction of Additional Registrar of this Court.

Listed application is disposed of accordingly.

To be fixed after four weeks, for hearing of main appeal.

J U D G E

Nasim/P.A