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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA.
Cr. Acq. A.No. D-18 of 2012

Date of hearing

Order with signature of Judge

13.03.2018.

DIRECTION.

For hearing of case.

Mr. Khadim Hussain Koharo Addl. Prosecutor General.

No one is present on behalf of the appellant. However we have read the material available on record with the assistance of learned Additional Prosecutor General and have heard him at some length. Learned APG has submitted that by the impugned Judgment six accused who have been assigned specific role by the complainant in FIR and in evidence have been convicted; whereas against the respondents the complainant has not attributed any active role and merely their presence and making aerial firing which is not supported by any circumstantial evidence has been shown. And in view of the same, he supports the impugned judgment viz-a-viz acquittal of the respondents.

After perusing the material and hearing the learned Addl. Prosecutor General, we agree with his contention that the respondents have not been attributed any active role and mere their presence and making ariel firing is shown, which however is not supported by any other independent evidence. Hence the findings of the acquittal recorded by the trial court do seem to suffer from any illegality or irregularity to warrant interference by this court under section 417 Cr PC. This being the position we dismiss this acquittal appeal


JUDGE


JUDGE