

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

Cr. Rev. Appln. No.S-146 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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For orders on MA-10460/2022.

27.02.2025.

Mr. Faisal Ali Raza Bhatti, Advocate for applicant.
Mr. Nazar Muhammad Memon, Additional P.G.
Complainant Surichand is present in person.

ORDER

Through instant Criminal Revision Application, applicant Yasir Iqbal son of Iqbal Ahmed Channa has assailed the judgment dated 28.10.2024 passed by learned Sessions Judge, Hyderabad (Appellate Court) in Criminal Appeal No.08 of 2024, whereby learned Appellate Court has maintained the conviction and sentence of three years with fine of Rs.50,000/- recorded by learned Civil Judge & Judicial Magistrate-XII/MTMC-I, Hyderabad (Trial Court) in Criminal Case No.1159 of 2023 emanated from Crime No.101 of 2023 registered at P.S Bhittai Nagar, Hyderabad for offences under Section 489-F PPC.

During pendency of instant Criminal Revision Application, both the parties have filed Statement alongwith Affidavit of No Objection of complainant namely Surichand and the contents of such Affidavit are affirmed by the complainant who is present in Court today. The complainant has submitted that he on intervention of their well-wishers and Nek Mards of the locality has entered into compromise with the applicant/accused as out of total disputed amount of Rs.18,00,000/- (Eighteen Lacs) he has received Rs.200,000/- (Rupees Two Lacs) from father of accused today i.e. 27.02.2025 and for remaining Rs.16,00,000/- (Sixteen Lacs) he has received four cheques of different dates mentioned in the Statement signed by both the parties. The complainant present in person reiterates the contents of

Statement and further states that with core of his heart he has forgiven the applicant/accused as such he does not want to prosecute the applicant/accused anymore and has no objection if this compromise between them is allowed and applicant/accused is acquitted of the charge.

It appears that applicant/accused as well complainant have jointly filed Statement to the extent that due to intervention of their Nekmards of the locality they have buried their differences and the complainant has forgiven the applicant/accused and anyhow he has no objection if the applicant/accused may be acquitted of the charge and that he does not intend to linger on the proceedings anymore.

Learned Additional Prosecutor General present in Court waives notice of this compromise and after going through the statement records no objection.

In view of above, it is observed that compromise entered into between the parties appears to be genuine, lawful and without any pressure from any side and that complainant has voluntarily forgiven the applicant/accused after receiving Rs.200,000/- as well as agreeing the conditions written in the statement for remaining amount to be paid to him in future, therefore, keeping in view the cordial relations between the parties in future, the compromise is hereby accepted and consequently conviction and sentence recorded by the Appellate Court vide impugned judgment dated 28.10.2024 are set aside and applicant/accused Yasir Iqbal son of Iqbal Ahmed Channa is acquitted of the charge. He shall be released forthwith by jail authorities if he is not required in any other custody case.

In view of above, this Criminal Revision Application is disposed of accordingly.

JUDGE

