

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
MIRPURKHAS**

Criminal Revision Application No.S-18 of 2024

Applicant: Danish s/o Gulab (present in person).
Through Mr. Moinuddin A. Qureshi,
Advocate. (called absent).

Respondent: The State.
Through Mr. Neel Parkash, Deputy P.G
Sindh.

Date of hearing: 24.09.2025

Date of Order: 24.09.2025

O R D E R

Amjad Ali Sahito, J: Through this Criminal Revision Application, the applicant/accused Danish has challenged the judgment dated 10.07.2017, passed by the learned Sessions Judge, Tharparkar at Mithi, in Criminal Appeal No. 08/2015 (Re: The State v. Danish), whereby the appeal was dismissed. The said appeal had been filed against the judgment dated 08.05.2015, passed by the learned Civil Judge and Judicial Magistrate-II, Mithi, whereby the applicant was convicted and sentenced to undergo two years' simple imprisonment and to pay a fine of Rs. 20,000/-, and in case of default in payment of fine, to further undergo simple imprisonment for three months. The applicant was also extended the benefit of Section 382-B, Cr.P.C. The conviction arises out of Crime No. 71/2013, registered at Police Station Diplo, under Sections 377 and 34, PPC. Being aggrieved by the concurrent findings of the courts below, the applicant has approached this Court seeking setting aside of the impugned judgments."

2. The applicant is present in Court; however, his counsel is called absent. The applicant submits that he has already undergone a substantial period of incarceration and he has learnt the lesson, and states that he is not pressing the instant application, if the sentence awarded to him is reduced to the period already undergone.

3. On the other hand, learned Deputy Prosecutor General Sindh concedes that the applicant has remained behind the bars for sufficient period and learnt the lesson, therefore, he has no objection if a lenient view is taken against him by dismissing the instant Revision Application and treating the sentence to one as already undergone.

4. I have heard the applicant, learned D.P.G for the State and have gone through the record.

5. It appears that this Criminal Revision Application was presented on 21.01.2017 and is still pending before this court. The applicant has remained in jail and learnt the lesson as he has undergone for his sentence and is being dragged since 2025 in the instant crime. Further, the applicant submits that he is not pressing the instant Criminal Revision Application on merits but would be satisfied if the sentence given to him be reduced to the time he had already remained in prison. Learned A.P.G has also raised his no objection.

6. Consequently, while taking a lenient view, the instant Criminal Revision Application is dismissed but with modification that the sentence is reduced to one as already undergone along with fine. The applicant is present on bail, his bail bond stands cancelled and surety discharged. Office is directed to return the surety papers after proper verification and identification. **Consequently, instant Criminal Revision Application stands disposed of with the above modification.**

JUDGE