

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS
Criminal Jail Appeal No.S-12 of 2024

Appellant: Devo s/o Mangal Meghwar.
Through M/s Wishan Das and Muhammad Sadiq
Panhwar, advocate.

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

Complainant: Raju s/o Pirbhu(called absent).
Through Miss. Nosheen Pahore, advocate.

Date of hearing: 12.02.2026.

Date of Order: 12.02.2026.

ORDER

Miran Muhammad Shah, J: By this order, I intend to dispose of compromise applications under sections 345(2) and 345(6) of the Criminal Procedure Code (M.A No.2662/2025 and M.A No. 2663/ 2025) in subject Jail Appeal, which is arising from the impugned judgment dated 17-08-2016 passed by learned Sessions Judge, Mirpurkhas, in Sessions Case No. 310/ 2013 bearing Crime No. 98/ 2013 under sections 302 P.P.C, at P.S Jhud, whereby the appellant has been convicted and sentenced undergo rigorous imprisonment for life as Tazir and to pay compensation of rupees One Lac to the legal heir of said deceased, in case failure the appellant would undergo simple imprisonment for period of six months with the benefit of section 382-B Cr.P.C

2. During pendency of appeal, the parties have patched up outside the Court and filed compromise applications; which were referred to the trial Court to ascertain the genuineness of the compromise with direction that after completing legal formalities, return the same alongwith report vide order dated 13-01-2026. In compliance of such Order, the trial Court submitted his report dated 27-01-2026, which reveals that after recording statement of complainant and Shrt. Jiya (legal heir of deceased), the compromise between the parties is true, genuine and voluntarily.

3. In view of the above, learned counsel for the complainant and the Deputy Prosecutor General also agreed to this compromise on the premise that the offence is compoundable and the complainant also sworn

his affidavit whereby recorded no objection for the acquittal of the appellant.

4. Since, the section applied in this case is compoundable and the compromise arrived at between the parties on the very face of it appears to be genuine, without any undue inducement or pressure, hence application u/s 345(2) Cr.P.C is allowed, as such, the impugned judgment is set aside. Consequently, appellant namely Devo s/o Mangal Meghwar is hereby acquitted under Section 345(6) Cr.P.C in above case/crime. The appellant is confined in Jail, therefore, release writ be issued with directions to the concerned Jail Superintendent to release the appellant forthwith if he is not required in any other case/crime.

5. In the above terms, instant Criminal Jail Appeal stands disposed of.

JUDGE

Adnan Ashraf Nizamani