HIGH COURT OF SINDH CIRCUIT COURT, HYDERABAD

Cr. Appeal No.S-21 of 2011

[Muneer vs. The State]

Appellant	:	**Muneer S/o Mithal Chandio** By Mr. Imtiaz Ali Channa advocate
Respondent	:	**The State** By Mr. Irfan Ali Talpur Deputy P.G Sindh
Date of hearing	:	15.09.2026
Date of decision	:	15.09.2026

O R D E R

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JAWAD AKBAR SARWANA J:- The Appellant Muneer S/o Mithal Chandio in this appeal was convicted & sentenced vide judgment dated 24.12.2010, in terms of judgment passed by the learned Ist Additional Sessions Judge, Dadu in FIR No.09 of 2007 under Section 13(d) Arms Ordinance, 1965 registered at P.S Jhaloo District Dadu to suffer R.I for five years and to pay fine of Rs.5,000/- and in default whereof to further undergo R.I for one month.

2. Learned counsel for the appellant states that he does not press the appeal on merits and instead will be satisfied if the sentence given to the appellant is reduced to the one already undergone. He further states that the appellant has no past criminal record. Learned D.P.G. categorically accords his "No Objection".

3. I have heard the learned counsel and DPG and perused the record. It appears that the appellant/convict has undergone a substantive period of two years, four months and 27 days of his sentence. Further, the appellant/convict was released from prison on 18.02.2011 on bail granted by this (High) Court, and has been on bail for the last 16 years. Accordingly, keeping in mind the fact that the appellant is repenting of his mistake and is the sole earner of his family and also keeping in mind that family members of the appellant have suffered in this period, notwithstanding that the learned D.P.G. has given "No Objection" to the appellant/convict sentence being undergone, I am of the view that the interests of justice have been met. Accordingly, while dismissing the appeal on merit, the sentence awarded to the appellant is modified to one already undergone by him, which also includes the sentence that was required to be served by him in default of payment of fine amount. The appellant is present on bail; his bail bond is cancelled, and the surety stands discharged. The Cr. appeal stands dismissed in the above terms.

JUDGE

Sajjad Ali Jessar