

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Crl. Rev. Application No. 163 of 2022

DATE

ORDER WITH SIGNATURE OF JUDGES

For hearing of case

11-05-2023

Mr. Muhammad Ramzan Awan, Advocate for applicant.
Mr. Talib Ali Memon, A.P.G.

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Omar Sial, J: At the outset the learned counsel for the applicant submits that he does not wish to press the appeal on merits however prays that the sentence of the applicant be reduced to the one he has already gone through.

2. The applicant was sentenced to one year imprisonment for an offence under section 489-F P.P.C. He was also directed to pay a fine of Rs. 30,000 or remain in prison for a further period of 2 months. The learned APG has informed me that the applicant has spent nearly 9 months in prison to date and that his conduct while in jail has been satisfactory. None appeared on behalf of the complainant inspite of notice.

3. In view of the fact that the applicant, by repenting and being remorseful of his past conduct, has saved time of this court by not wanting to contest the appeal on merits and because of the hardships his family has faced due to his incarceration coupled with the fact that recovery of any amount due to the complainant is not possible through these proceedings, the revision application is dismissed; however, the sentence is modified to the one already having been served out by the applicant. The Rs. 30,000 fine and the 2 months imprisonment in lieu thereof will continue to subsist. The applicant may be released once he has paid the fine or once he has undergone the sentence in lieu of fine.

JUDGE