

**ORDER SHEET**

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

Cr. Jail Appeal No.D-02 of 2011  
Confirmation Case No.01 of 2011

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE(S)</b>
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For regular hearing.

03.05.2018.

Syed Meeral Shah Bukhari, Additional P.G.

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Appellant Abdul Hameed S/o Muhammad Saleh by caste Chandio was tried by learned Ist Additional Sessions Judge, Hyderabad for offence under Section 302 PPC. Vide judgment dated 24.12.2010, Appellant was convicted under Section 302(b) PPC and sentenced to death. He was also directed to pay Rs.100,000/- as compensation to the legal heirs of deceased Nazeer Ahmed. Appellant was ordered to be hanged by neck till death, subject to confirmation of sentence by this Court. Trial Court has made such reference.

Appellant Abdul Hameed filed Criminal Jail Appeal No.D-02 of 2011 challenging his conviction and sentence awarded to him by the trial Court. Appeal was admitted for regular hearing. During pendency of the appeal it was reported by the Superintendent Central Prison, Hyderabad, vide his letter dated 24.04.2018 that Appellant Abdul Hameed has expired on 17.11.2016 at L.U.H, Hyderabad.

Syed Meeral Shah Bukhari, A.P.G submits that Appellant Abdul Hameed has expired, therefore, proceedings may be abated against him.

In view of the above, the proceedings against the Appellant are abated. Compensation as directed by the trial Court vide judgment dated 24.12.2010 shall be recovered from the property left by the deceased / Appellant and to be paid to the legal heirs of the deceased Nazeer Ahmed in accordance with law. Reference for confirmation has become infructuous and accordingly dismissed / declined.

JUDGE

JUDGE