

**ORDER SHEET  
IN THE HIGH COURT OF SINDH,  
CIRCUIT COURT, HYDERABAD.**

Cr.Jail.Appeal.No.D- 11 of 2013

---

<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
-------------	--------------------------------------

---

For regular hearing.

20.04.2017.

Syed Meeral Shah, D.P.G. for the State.

=

Appellant Sikander @ Sikoo s/o Baradi was tried by learned Special Judge of Narcotic Substance / Sessions Judge, Tando Muhammad Khan in Special Case No.37 of 2012 for offence u/s 9(b) Control of Narcotic Substance Act, 1997. By judgment dated 07.02.2013 appellant was convicted u/s 9 (b) Control of Narcotic Substance Act, 1997 and sentenced to suffer RI for three years and to pay the fine of Rs.1000/- In case of default in payment of fine the appellant was ordered to suffer RI for one month more.

Appellant filed this Criminal Jail Appeal through Superintendent Central Prison Hyderabad on 20.02.2013 and this court vide order dated 05.03.2013 admitted the same for regular hearing. Superintendent Central Prison, Hyderabad has submitted fresh jail roll dated 18.04.2017, it reflects that the appellant / convict has already been released from the prison on 04.03.2015 on completion of his sentence.

We have perused the evidence with the assistance of learned D.P.G. Learned D.P.G submits that the prosecution had proved its case against the appellant and he was rightly convicted by the trial court. Learned D.P.G. further submits that the appellant has been released from the jail on 04.03.2015 but never appeared before the court to contest the appeal on merits.

In view of the above matter, we maintained the conviction. Since the appellant has already been released from the prison and never appeared before this court to contest the appeal therefore, appeal is dismissed as having become infructuous.

JUDGE

JUDGE

Tufail