

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH KARACHI**  
**Cr. Revision Application No. 137 of 2025**

DATE	ORDER WITH SIGNATURE OF JUDGES
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- 1. For hearing of case
- 2. For hearing of MA No. 8302/2025 (426 CrPC)

**28.11.2025**

Mr. Javaid Ahmed Rajput Advocate for the Applicant.  
Dr. M. Shahrukh Shahnawaz Advocate for Complainant.  
Ms. Rubina Qadir, Addl: Prosecutor General.

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Through M.A. No. 8302 of 2025, the learned counsel for appellant, on his behalf seeks suspension of sentence and his release on bail on the ground that the sentence awarded to him by the trial Court is a short one, and the Revision Petition is likely to take sufficient time for its final disposal. It is further contended that at the time of announcement of the judgment by the trial Court, the appellant was already on bail.

Briefly, the facts of the case are that the learned trial Court, through judgment dated 29.03.2025 passed in Criminal Case No. 1540 of 2024, convicted the appellant for the offence punishable under Section 489-F PPC and sentenced him to undergo Simple Imprisonment for three years and to pay a fine of Rs. 20,000/-, and in case of default in payment of fine, to further undergo Simple Imprisonment for two months. The impugned judgment was assailed before the appellate Court in Criminal Appeal No. 16 of 2025, and the learned Additional District & Sessions Judge-XII, Karachi West, vide judgment dated 24.05.2025, maintained the conviction and sentence awarded by the trial Court.

Learned counsel for the complainant raised an objection that the matter be decided after preparation of the paper book, as according to him the appellant is involved in the commission of the offence.

Learned Additional Prosecutor General, however, submitted that before the trial Court the appellant's status was that of a bailed-out accused, and the complainant did not at any point challenge such status during the trial; therefore, the same may be considered while deciding the present application.

Heard and perused the material available on record.

Admittedly, the sentence awarded is a short sentence, and there is no likelihood that the instant Revision Petition may be heard and decided in the near future, keeping in view the heavy backlog of cases pending in this Court. Moreover, various judicial pronouncements hold that where the sentence is short, suspension of sentence is justified. Reliance is placed on the case of Abdul Hameed v. Muhammad Abdullah (1999 SCMR 2589) wherein the Hon'ble Supreme Court suspended a sentence of five years. Similar view has been taken by this Court in Muhammad Akram v. The State and another (2023 YLR Note 50).

In view of the above, the application is allowed. The conviction and sentence awarded to the appellant are hereby suspended, and he is admitted to bail, subject to his furnishing solvent surety in the sum of Rs. 50,000/- and P.R. bond in the like amount, to the satisfaction of the Nazir of this Court.

**JUDGE**

*Amjad PS*