

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.

Cr. Appeal No. D-14 of 2022

Rashid Ali Zardari

Vs

The State

Appellant : Rashid Ali Zardari,
Through Mr. Amanullah Luhur Baloch, Advocate.

The State : Through Mr. Altbar Ali Bullo, Deputy Prosecutor
General.

Date of hearing : 03.08.2022.

Date of Decision : 03.08.2022.

ORDER

ADNAN-UL-KARIM MEMON, J.- Through this order, we would dispose of the instant criminal appeal filed by appellant Rashid Ali Zardari, against the judgment dated 07.4.2022, passed by learned 1st. Additional Sessions Judge(N)/MCTC, Dadu, whereby he has been convicted and sentenced under section 265-H (2) Cr.PC to suffer R.I for one year and three months and to pay a fine of Rs.9,000/- and in default of payment of fine, he shall further undergo S.I for three months and 15 days more. Appellant is also given the benefit of section 382-B Cr. PC.

2. After arguing the matter at some length learned counsel for the appellant submitted that he would not press the disposal of instant appeal on merits if the sentence is reduced to have already undergone. This proposal put forwarded by the learned counsel for the appellant has not been objected to by the learned DPG on the premise that the appellant was convicted to suffer R.I for one year and three months and to pay a fine of Rs.9,000/- and the almost period that has already been spent in the jail w.e.f. the date of arrest of the appellant and the judgment passed by the learned trial court on 7.4.2022.

3. We have gone through the record and found substance in the submissions of the parties on the point of reduction of sentence.

4. In view of the above facts and circumstances of the case coupled with the consent of the parties, we are inclined to reduce the sentence of the appellant to which he has already undergone in terms of judgment dated 7.4.2022 passed by the learned trial court in Special Case No.331/2021 (Re: the State V. Rashid Ali).

5. This appeal stands dismissed in the above terms with modification as discussed supra.

6. The appellant shall be released forthwith in the above-said crime if he is not required in another custody case.


JUDGE


JUDGE

1. Ashfaq/tn