

**THE SUPREME COURT OF PAKISTAN**  
(Appellate Jurisdiction)

**Bench:**

Mr. Justice Athar Minallah  
Mr. Justice Irfan Saadat Khan  
Mr. Justice Malik Shahzad Ahmad Khan

**Jail Petition No.357 of 2023**

(Against judgment dated  
29.05.2023 of the High Court of  
Sindh, Karachi passed in Special  
Criminal A.T. Jail Appeal No.198  
of 2022 and Confirmation Case  
No.11 of 2022)

Amjad Ali alias Zakir alias Sajid ...Petitioner

**Versus**

The State ...Respondent

For the petitioner: Mr. Burhan Latif Kahisori, ASC

For the State: Ms. Rahat Ehsan, Additional Prosecutor  
General, Sindh

Date of hearing: 27.06.2025

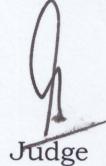
**ORDER**

**Athar Minallah, J.-** The petitioner has sought leave against the judgment of the High Court dated 29.05.2023. Complainant of this case Shahid Mahmood had filed a complaint and pursuant thereto crime report No.659/2017 was registered at P.S. Shah Latif Town, Karachi for commission of the alleged offences under section 376 of the Pakistan Penal Code, 1860 ('PPC') read with section 7 of the Anti-Terrorism Act, ('Act of 1997'). The petitioner was arrested in this case and after conclusion of the trial the trial court had convicted him under section 376(3) of the PPC and sentenced him to death. The High Court had dismissed the appeal preferred by the petitioner and his sentence of death was confirmed since the reference was answered in the affirmative.

2. We have heard the learned counsel for the petitioner and the learned Additional Prosecutor General for the State. The record has been perused with their able assistance.

3. In this case Umm-e-Tayyaba (PW-5), who at the time of commission of the offence was about 8 years old, was allegedly subjected to sexual abuse. The petitioner was identified in the CCTV footage. The test identification parade was conducted by Mr. Azhar Kalhoro, Judicial Magistrate who had entered the witness-box as PW-10. The medical record was tendered in evidence by Dr. Aiman Khursheed (PW-1) which has supported the prosecution case. The star-witness of this case and who was also the victim had entered the witness-box as PW-5. Despite being subjected to extensive cross-examination she was consistent and her testimony ~~have~~ been found to be trustworthy, reliable and confidence inspiring. The testimony of the victim is supported by the medical evidence. In this case the DNA profile of the petitioner had also matched the samples which were sent to the laboratory. In our opinion, the prosecution had proved its case beyond a reasonable doubt. The concurrent findings of the two competent courts do not suffer from any legal infirmity. The learned counsel was also not able to point out any question of law arisen for our consideration.

4. In view of the above, leave is refused and this petition is consequently, dismissed.



Judge



Judge



Judge

**Islamabad, the**

27<sup>th</sup> June, 2025.  
M. Azhar Malik/\*