

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Present: Justice Muhammad Hashim Khan Kakar
Justice Ishtiaq Ibrahim
Justice Ali Baqar Najafi

Criminal Petition No.1400-L/2015

(Against the order/judgment dated 20.10.2015
passed by the Lahore High Court, Lahore
in Crl. Appeal No.891/2010)

The State

Petitioner(s)

Versus

Syed Hamid Ali

Respondent(s)

For the Petitioner(s):

Mr. Hammad Akbar Wallana,
Spl. Prosecutor, ANF
(through V/L from Lahore)

For the Respondent(s):

N.R.

Date of Hearing:

21.08.2025

JUDGMENT

Muhammad Hashim Khan Kakar, J. Through this petition for leave to appeal, the petitioner/State has assailed the judgment dated 20.10.2015, passed by the Lahore High Court, whereby the appeal filed by the respondent was allowed and he was acquitted of the charge levelled against him.

2. We have heard the learned Special Prosecutor, Anti-Narcotics Force and have perused the record. This is a petition filed by the State against the acquittal of the respondent. We have noted that when the respondent was acquitted by the High Court, he had already undergone 22 years imprisonment. The learned Division Bench of the High Court has given valid and cogent reasons in its judgment for acquitting the respondent, which are neither perverse nor capricious nor a result of mis-reading or non-reading of evidence. Even otherwise, it is a settled principle of law that double presumption of innocence is attached to an order of acquitting. The learned Special Prosecutor, ANF, has not been able to point out any illegality or irregularity to interference with the well-reasons judgment of the High Court. Therefore, in such view of the

matter, we are not convinced to take a view different from the one taken by the High Court.

3. Consequently, this petition being devoid of merits is dismissed and leave to appeal is refused.

ISLAMABAD
21.08.2025
(Farrukh)