

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

42/25

**Present:**

Justice Shahid Waheed  
Justice Musarrat Hilali  
Justice Aamer Farooq

**Crl.M.A.231/2025 IN J.P.426/2023 AND J.P.426/2023**

1. Crl.M.A.231/2025                      Nadir Ali Khaskheli v. The  
(Compromise)                      State
2. J.P.426/2023                      Nadir Ali Khaskheli v. The  
(Life Imprisonment under section      State  
302(b) PPC)

For the Petitioner(s)              : Mr. Aftab Alam Yasir, ASC  
    Syed Rifaqat Hussain Shah, AOR

For the Respondent(s)              : Mr. Khadim Hussain, Additional  
    Prosecutor General Sindh via  
    video link from Branch Registry  
    Karachi

Date of Hearing                      : 16.06.2025

**ORDER**

**Shahid Waheed, J:** The petitioner, namely, Nadir Ali Khaskheli, was convicted and sentenced by the learned trial court vide judgment dated 22.06.2019 in case FIR No.10/2012, dated 26.10.2012, recorded under sections 302/147/148/149/ 114/504/337-A(i) PPC at Police Station Kot Mitha Khan, District Naushahro Feroze, as under:

- For offence U/S 302(b) r/w 149 PPC to suffer R.I for life as Tazir and to pay Rs.1,00,000/- (One lac) each as compensation U/S 544-A CrPC to the legal heirs of deceased with fine of Rs.50,000/- (Fifty thousand) each, in case of default in payment of fine they shall undergo SI for six months more;
- For offence U/S 147 PPC to suffer R.I for two years and fine of Rs.5000/- each, in case of default in payment of fine they shall undergo SI for one month more; /

- *For offence U/S 148 PPC to suffer R.I for three years and fine of Rs. 10,000/- each, in case of default in payment of fine they shall undergo SI for two months more;*
- *For offence U/S 504 r/w 149 PPC to suffer R.I for two years and fine of Rs.5000/ each, in case of default in payment of fine they shall undergo SI for one month more;*
- *Accused Gulzar & Meer Khaskheli are further convicted and sentenced for offence U/S 337-A(i) PPC to suffer R.I for two years and Rs. 10,000/- each, as "Daman". Benefit of section 382-B Cr.PC was extended to them."*

The High Court upheld the judgment of the trial Court to the extent of petitioner, hence this petition.

2. During pendency of the instant petition, the parties have entered into a compromise vide Criminal Miscellaneous Application No.231 of 2025, in result whereof, the legal heirs of the deceased have pardoned the petitioner. The legal heirs appeared before the Sessions Court and, after recording their statements, the Sessions Judge submitted a report showing satisfaction regarding the genuineness of the compromise.

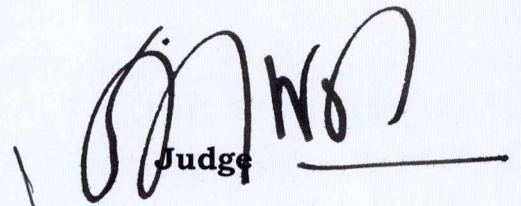
3. The complainant appeared and affirmed the report and the factum of compromise, and thus has no objection to the release of the petitioner from jail and the setting aside of the judgments of the courts below.

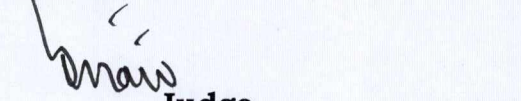
4. The learned Additional Prosecutor General, Sindh, after going through the record, is also satisfied regarding the factum of the compromise arrived at between the parties.

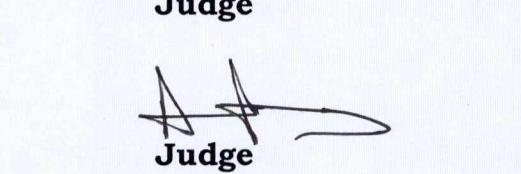
5. Given the circumstances, Criminal Miscellaneous Application No.231 of 2025 is allowed, and the compromise arrived at between the parties is accepted.



JP No.426 of 2023 is converted into an appeal and allowed in terms of the compromise. Consequently, the convictions and sentences of the petitioner recorded by the courts below in the instant case are set aside. The petitioner is acquitted of the charges on the basis of the compromise, in terms of section 345(6) Cr.PC. He shall be released forthwith, if not required to be detained in any other case.

  
Judge

  
Judge

  
Judge

Islamabad  
16.06.2025  
NOT APPROVED FOR REPORTING  
Rashid\*/

