

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Present:

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

Jail Petition No.445/2022

Against the judgment dated
26.09.2022 of the Lahore High
Court, Lahore passed in Crl.A.
228257/18, M.R. 306/18.

Khalid Mehmood

...Petitioner(s)

VERSUS

The State

...Respondent(s)

For the Petitioner(s):

Mr. Sagheer Ahmad Qadri, ASC

For the State:

Mirza Abid Majeed, DPG, Punjab

Complainant:

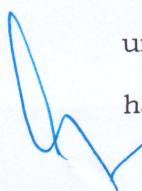
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Date of Hearing:

26.05.2025

O R D E R

Athar Minallah, J.- The petitioner has sought leave against the judgment of the High Court dated 26.09.2022. The petitioner was tried pursuant to registration of crime report No. 232 dated 22.04.2011 registered at Police Station Sharaqpur Sharif, District Sheikupura for the alleged commission of the offences under sections 302, 324, 109, 148, 149 PPC. The trial court, upon conclusion of the trial, convicted the petitioner and he was sentenced to death under section 302(b) PPC with the direction to pay a sum of Rs.100,000/- as compensation to the legal heirs of deceased Mst. Sughran Bibi under section 544-A Cr. P.C. recoverable as arrears of land/revenue or in default thereof to further undergo 6-months S.I., under sections 324/34, PPC 10-yers R.I. with fine of Rs.20,000/- or in default thereof to further undergo 3-months S.I., under sections 334/34 and 337-R, PPC 10-years R.I. with Arsh, equal to one half of Diyat according to the notification of Government of Punjab for the year



2011, under sections 337-F(v), 34 PPC 5-years R.I. with daman of Rs.20,000/- and under sections 337-F(iii)/34 PPC 3-years R.I. with daman of Rs.10,000/-.

Benefit of section 382-B Cr. P.C. was also extended in favour of the petitioner.

The High Court dismissed the appeal preferred by the petitioner and the sentence of death was confirmed since the reference was answered in the affirmative.

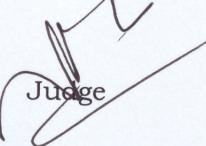
2. We have heard the learned counsel for the petitioner and the learned Deputy Prosecutor General appearing for the State and have also perused the record with their able assistance.

3. It was a daylight occurrence which had taken place at 01:00 p.m. on 22.04.2011. The occurrence had led to the unnatural death of Mst. Sughran Bibi while Mst. Hussain Bibi had sustained injuries. The prosecution had produced Asghar Ali (PW.2), Mst. Hussain Bibi (PW.1) and Ahmad Ali (PW.3) as witnesses. The latter two had deposed the ocular account and, as already noted above, Mst. Hussain Bibi (PW.1) had also sustained injuries during the occurrence. The testimonies of the witnesses were consistent in all material facts and we have found them to be reliable, trustworthy and confidence-inspiring. The medical evidence brought on record supported the ocular account. The petitioner had pleaded guilty in response to the charge which was framed against him. He further admitted his guilt while recording his statement under section 342, Cr.P.C. The concurrent findings of two competent courts as well as the sentence handed down in this case have been found to be unexceptionable and do not require interference. The absconder of the petitioner further corroborated his guilt. The learned counsel for the petitioner could not point out any mis-reading or non-reading of evidence nor any other legal infirmity so as to interfere with the concurrent findings of the two competent courts. There are also no mitigating factors to reconsider the



quantum of the sentence handed down by the trial court and later upheld by the High Court. We, have, therefore, not been able to persuade ourselves that a question of law has arisen for our consideration. In the circumstances, leave is refused and, consequently, the petition is dismissed.


Judge


Judge


Shahid Hussain
Judge

ISLAMABAD
26.05.2025
Naseer

"Not Approved for Reporting"