

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:

MR. JUSTICE ATHAR MINALLAH
MR. JUSTICE MALIK SHAHZAD AHMAD KHAN
MR. JUSTICE SALAHUDDIN PANHWAR

JAIL PETITION NO. 310 OF 2022

*(On appeal against the judgment dated
26.05.2022 of the Lahore High Court, Multan
Bench passed in Murder Reference No.
54/2018 and Cr. Appeal No. 253-J/2018)*

Ghulam Farced

... Petitioner

Versus

The State

...Respondent

For the Petitioner: Ch. Muhammad Zardad, ASC

For the Complainant: Nemo

For the State: Mirza Abid Majeed, DPG

Date of Hearing: 21.08.2025

ORDER

ATHAR MINALLAH, J.- The petitioner has sought leave against the judgment dated 26.05.2022 passed by the Lahore High Court, Multan Bench whereby his criminal appeal was dismissed and the Murder Reference was answered in the affirmative.

2. The petitioner was the sole nominated accused in Crime Report No. 386 dated 30.11.2013 registered at Police Station Saddar Shujabad, District Multan for the commission of the alleged offences under Sections 302/324/337-D/337-F(i)/34 PPC. The conclusion of the investigation had led to filing of report under Section 173 Cr.P.C. followed by framing of charges. The petitioner did not plead guilty and, therefore, the prosecution in order to prove its case had produced 18 witnesses. The petitioner did not

opt to be examined under oath or to produce any witness in his defence. His statement under Section 342 Cr.P.C. was, therefore, recorded. The Trial Court upon conclusion of the trial, vide its judgment dated 08.03.2018, convicted and sentenced the petitioner as under:-

Under Section 302(b) PPC

To death on three counts for the murders of Muhammad Riaz, Mst. Ghulam Fatima and Mst. Halima and to pay Rs.200,000/- as compensation on each count to the legal heirs of the deceased or in default thereof to further undergo simple imprisonment for a period of six months on each count.

Under Section 324 PPC

To ten years RI for causing injuries to Muhammad Ramzan and Muhammad Shahbaz.

Under Section 337-F(i) PPC

To one year RI for causing injuries to Muhammad Ramzan with compensation of Rs.30,000/- on seven counts total Rs.210,000/- as Daman to be paid to the injured.

Under Section 337-D PPC

To ten years RI for causing injuries to Muhammad Shahbaz and to pay compensation of Rs.7,24,859/- as Arsh i.e. 1/3rd of the diyat amount.

The appeal preferred by the petitioner was dismissed by the High Court and the murder reference was answered in the affirmative.

3. We have heard learned counsel for the petitioner as well as learned Law Officer at great length and have perused the record with their able assistance.

4. The petitioner was the sole nominated accused. The commission of the offence had led to the unnatural deaths of two victims i.e. Muhammad Riaz and Mst. Ghulam Fatima while other two had sustained serious injuries. Another victim i.e. Mst. Halima was also stabbed to death. The petitioner was arrested on 07.04.2014 and he had led to the recovery of the firearm weapon

on 20.04.2014. It appears from the evidence brought on record that proceedings under Section 512 Cr.P.C. were also initiated since the petitioner had absconded. The prosecution in order to prove its case had produced Fayyaz Hussain, Ghulam Abbas, Muhammad Ramzan and Muhammad Shahbaz as PWs 9, 10, 12 and 13 respectively to depose the ocular account. The latter two witnesses had also sustained injuries during the occurrence. All the witnesses were consistent in all material facts and their testimonies have been found by us to be reliable, confidence inspiring and trustworthy. The ocular account was supported by the medical evidence brought on the record by Dr. Muhammad Idrees (PW-1) and Dr. Rubia Noreen (PW-2). The unnatural deaths of three victims and the injuries sustained by the others were proved beyond a reasonable doubt by the prosecution. Moreover, the prosecution through credible and confidence inspiring evidence had also proved the guilt of the petitioner beyond a reasonable doubt. The nature of the occurrence was so gruesome and shocking that in the facts and circumstances of the case, the Trial Court was justified in handing down the sentence of death, which was later confirmed by the High Court. Learned counsel for the petitioner has not been able to show any misreading or non-reading of the evidence let alone any other legal infirmity. As already noted above, the sentence of death on three counts in the facts and circumstances of the case was also justified. Learned counsel for the petitioner has not been able to persuade us that a question of law has arisen for our consideration.

5. In view of the above, no case is made out for grant of leave. Consequently, leave is refused and the petition is

accordingly dismissed. Before parting with the order, it is directed that the recovery of Daman shall be effected in accordance with provision of Section 337-Y(2) PPC.

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Islamabad, the
21st of August, 2025
Not Approved For Reporting
Khurram