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IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Present:

Mr. Justice Sajjad Ali Shah
Mr. Justice Munib Akhtar

Crl. P No. 133-K of 2021

(Against the Order dated 05.10.2021 passed
by the High Court of Sindh at Karachi in
MA No. 10593/2020 in Special Crl. ATA No. 159 of 2021)

Abdul Wasay Jokhio

Petitioner(s)

VERSUS

The State

Respondent(s)

For the Petitioner (s) : Mr. Amir Saleem, ASC


For the Respondent(s) : Mr. Hussain Bux Baloch, Addl. Prosecutor General
Sindh alongwith
Pervez Akhtar Bangash, SP PHQ East
Singhar Malik, SP Investigation-III

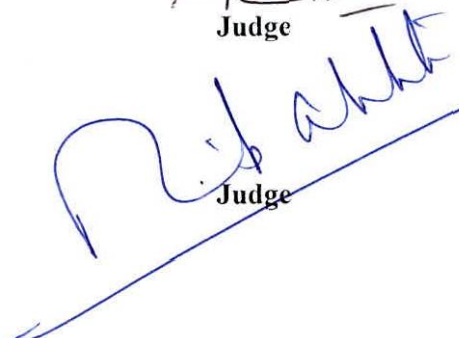
Date of Hearing : 16.11.2021

ORDER

SAJJAD ALI SHAH, J.- Petitioner seeks leave of this Court against the Order dated 05.10.2021 passed by the High Court of Sindh at Karachi in Special Criminal A.T.A. No. 159 of 2021 whereby the said Court while admitting the appeal directed notice on Petitioner's application under Section 426 Cr.P.C. The High Court further directed the fixing of appeal as well as suspension of sentence application after two months.

2. After arguing the matter at length, Counsel for the Petitioner contends that he would not press this petition, in case, High Court is directed to decide the Petitioner's 426 Cr.P.C. application in case Petitioner's appeal is not decided within two months. Since the sentence involved is only two years, therefore, Additional Prosecutor General has endorsed his no objection to the grant of such request. In the circumstances, while dismissing this appeal as not pressed, we expect that the High Court in case the Petitioner's main appeal could not be decided then at least Petitioner's application under Section 426 Cr.P.C. be accordingly decided.


Judge


Judge

