

IN THE SUPREME COURT OF PAKISTAN

(Appellate Jurisdiction)

269

PRESENT

Mr. Justice Maqbool Baqar
Mr. Justice Qazi Muhammad Amin Ahmed

Criminal Petition No. 45-K/2018

Sh. Riazuddin

Petitioner(s)

Versus

The State

Respondent(s)

For the Petitioner(s) : Mr. Khalid Mehmood, Advocate

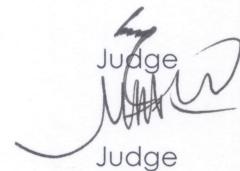
For the Respondent(s) : Syed Sibtain Mehmood, Addl. AG
Hasan Sahito, SSP (Jail)
Mr. M. Habib, ASC, ANF

Date of Hearing : 22.12.2020

ORDER

The petitioner, who was convicted for attempting to smuggle 1745 Kg of chars and sentenced to life imprisonment, has been granted remission to 6307 days on different pretexts. Some of the remissions have been granted purportedly on the basis of notifications whereby certain remissions were granted for some festivals like Eid many decades ago. The remissions attributed to the President are of 4010 days, we find it most inappropriate, and also difficult to accept as a lawful exercise, and would therefore refer the matter to the District & Sessions Judge, Karachi East to examine the issue of remissions in light of the various notifications relied upon by the Jail authorities through their Report No. 112-K/2020. The learned District & Sessions Judge shall examine the matter keeping

in view that upon conviction, the life imprisonment has been awarded to the petitioner in a case of attempting to smuggle narcotics. He shall also calculate the remissions in light of the contention of the Jail authorities, to ensure that the same are precise, and as per the notifications, however the question of applicability of the notifications relied upon and their implication shall also be examined. A detailed and explicit report shall thus be submitted within five weeks from today. Let the relevant record and a copy of this order be sent to the learned District & Sessions Judge instantly.

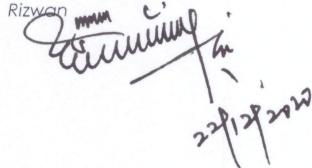


Judge

Judge

Karachi, the
22nd December, 2020

Rizwan



22/12/2020