gJUDGMENT SHEET

PESHAWAR HIGH COURT
MINGORA BENCH
(*Judicial Department*)

W.P. No. 290-M/2024
With Cr.M Nos. 825-M & 826-M/2024
& Cr.M No. 755-M/2025

SHORT ORDER

Date of hearing: - **16.4.2025**

Petitioner: (Gul Nawab) by Mr. Shah Faisal Khan, ASC.

Respondent: - (State through A.A.G) by Mr. Haq Nawaz Khan, Addl: A.G.

SABIT ULLAH KHAN, J.- For reasons to be recorded later on, we allow this writ petition in terms of its prayer to the effect that petitioner/accused namely Gul Nawab son of Sherin Zada is extended benefit of section 382-B, Cr.P.C, by modifying judgment of his conviction and sentence dated 04.12.2018, rendered by this Court in Criminal Appeal No. 206-M of 2017 titled "Gul Nawab v/s State & another" as well as that of learned trial Court i.e. Sessions Judge/Zila Qazi, Shangla, dated 25.9.2017, in respect of case FIR No. 235 dated 28.10.2003, U/S 302 PPC of P.S Alpuri, District Shangla, whereby in both the aforesaid judgments i.e. dated 04.12.2018 of this Court and dated 25.9.2017 of learned trial Court, petitioner then appellant was not

given benefit of section 382-B, Cr.P.C. Both the impugned orders/judgments of this Court as well as that of learned trial Court stand modified to the above extent.

Announced.
Dt: 16.4.2025

JUDGE

JUDGE

Office 29/04/2025