

# IN THE SUPREME COURT OF PAKISTAN

(APPELLATE JURISDICTION)

**S.M. CrI.R.P. NO. 43 OF 2015**

In

**CRIMINAL APPEAL No. 11-K OF 2015**

Mst. Asia @ Nafeesa.

Petitioner.

**VERSUS**

The State.

Respondent.

Conviction and Sentence:-	<b>U/S 9-C (CNS), 1997.</b> Life imprisonment with fine of Rs.500,000/- or in default undergo further six months S.I.  With benefit of Section 382-B, Cr.P.C.
	<b>SUPREME COURT OF PAKISTAN.</b> (Sd/- Amir Hani Muslim, J) (Sd/- Gulzar Ahmed, J) (Sd/- Maqbool Baqar, J)
Counsel for the appellant:	
Counsel for the respondent:	Prosecutor General Sindh, Karachi.
Date of hearing:	

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Photo copy by: Shakeel Ahmad N/Q  
Index by: Mr. Umar Farooq, L.D.C.  
Settled by: Mr. Abdul Waheed Assistant.

\*(Prepared by the Printing Branch)\*

①

"A"

12. It is respectfully stated that Crl.A. No. 11-K/2015 [Life Imprisonment] came up for hearing before this Court on 23.12.2015 comprising Hon'ble Mr. Justice Amir Hari Muslim, Hon'ble Mr. Justice Gulzar Ahmed and Hon'ble Mr. Justice Maqbool Baqar and the same was dismissed. The judgment was authored by Hon'ble Mr. Justice Gulzar Ahmed.

"B"

13. Now, the petitioner / convict namely Mst. Asia @ Nafeesa w/o Abdul Hameed has sent an application through the Superintendent, Central Prison for Women, Sindh, Karachi seeking review of the judgment dated 23.12.2015 passed by this Court in Crl.A. No. 11-K/2015. This application is within time.

14. Attention is respectfully invited to the office order dated 22.10.1990 which is reproduced herewith: -

"The question of allowing a petitioner to file a review petition in-person, if he was represented by an Advocate or Advocate-on-Record at the previous stage was discussed at length in the Full Court Meeting held on 20<sup>th</sup> October, 1990 and it was decided that there was no need to amend the existing rules but such a review petition should be placed before the author Judge in Chambers for examination whether the matter was fit for suo moto review. After the opinion of the author Judge the petition should be placed before the remaining Hon.Judges of the Bench in circulation."

15. It may be mentioned here that Order XXVI, rule 8, Supreme Court Rules, 1980 reads as under:-

"As far as practicable the application for review shall be posted before the same Bench that delivered the judgment or order sought to be reviewed".

16. In view of above, if approved, the above said application may be registered as Criminal Suo Moto Review Petition No. 43/2016 and placed before Hon'ble Mr. Justice Gulzar Ahmed (HJ-05), in Chambers for examination and orders as to whether the matter is fit for Suo Moto Review and thereafter may be placed before Hon'ble Mr. Justice Amir Hari Muslim (HJ-03) and Hon'ble Mr. Justice Maqbool Baqar (HJ-12) in Chambers for consideration in circulation.

Submitted please.

29-03-16

CA(Cr Br.) - on Court duty  
AR(Cr Br.)  
DR(I)  
Adal:Reg (I)

*[Signature]*  
29/3/16

*[Signature]*  
29/3

AR  
29/3/16

HJ  
*[Signature]*  
30/3

HJ(5)

In my view, the matter need reconsideration on the point of Amer Zeb case P.D 20(2SC380). Be fixed in court for hearing.

HJ-3

Reg'da filed in Court  
*[Signature]*  
14/4

HJ(12)

May be fixed accordingly  
*[Signature]*  
14/4

11/4/2016

Adal:Reg.(J.)  
*[Signature]*  
14/4

AR(Cr Br.)  
*[Signature]*  
14/4

SUPERINTENDENT  
CENTRAL PRISON FOR WOMEN  
KARACHI

سید ابرار خورشید