

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,**  
**HYDERABAD**

Criminal Bail Application No.S-154 of 2022

| DATE                     | ORDER WITH SIGNATURE OF JUDGE       |
|--------------------------|-------------------------------------|
|                          | 1. For orders on office objections. |
|                          | 2. For hearing of main case.        |
| <b><u>22.04.2022</u></b> |                                     |

Mian Taj Muhammad Keerio, Advocate for applicant.

Ms. Safa Hisbani, Assistant Prosecutor General, Sindh.

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**Irshad Ali Shah J.-** It is alleged that the applicant with rest of the culprits after keeping complainant Hidayatullah under wrongful restraint robbed him of his car and other belongings, for that the present case was registered.

2. The applicant on having been refused post-arrest bail by learned VIII<sup>th</sup> Additional Sessions Judge, Hyderabad has sought for the same from this Court by making instant application u/s: 497 Cr.P.C.

3. It is contended by learned counsel for the applicant that the name and description of the applicant are not appearing in F.I.R and he has been involved in this case on the basis of belated identification parade, therefore, he is entitled to be released on bail on point of further inquiry.

4. Despite service of notice, none has come forward to advance arguments on behalf of the complainant. However, learned Assistant Prosecutor General, Sindh, for the State has opposed to release of the applicant on bail by contending that the offence with which he is charged is affecting the society at large.

5. Heard arguments and perused the record.

6. The name and description of the applicant are not appearing in F.I.R, though it has been lodged with delay of about four days which appears to be significant. The applicant has been subjected to identification parade through the complainant on 4<sup>th</sup> day of his arrest. No plausible explanation to such delay is offered. There is no recovery of any sort from the applicant. The case has finally been challaned and there is no apprehension of tampering with the evidence on the part of the applicant, who is said to be in custody since four months without effective progress in his trial. In these circumstances, a case for release of the applicant on bail on point of further inquiry obviously is made out and such concession could not be denied to him.

7. In view of above, the applicant is admitted to post arrest bail subject to his furnishing solvent surety in the sum of Rs.100,000/- and P.R bond in the like amount to the satisfaction of learned trial court.

8. The instant bail application is disposed of accordingly.

JUDGE

Muhammad Danish\*