

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Crl. Bail Application No. S- 695 of 2023
(*Pahlwan Kosh & others Vs. The State*)

For hearing of Bail Application

22-11-2023.

Mr. Badaruddin Memon, Advocate a/w applicants
Syed Sardar Ali Shah, Additional PG for the State.

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It is alleged that the applicants with rest of the culprits after having formed an unlawful assembly and in prosecution of its common object not only fired at PW Sadam Hussain with intention to commit his murder but caused hatchet and lathi injuries to complainant Nasir Hussain for that the present case was registered.

The applicants on having been refused pre-arrest bail by learned Sessions Judge, Ghotki have sought for the same from this Court by way of instant bail application u/s 498-A, Cr.P.C.

Heard arguments and perused record.

The firing is proved to be ineffective one. The hatchet and lathi injuries sustained by the complainant are not falling with the prohibitory clause. The parties are already disputed over landed property. The case has finally been challaned. The applicants have joined the trial and there is no allegation of misusing the concession of interim pre-arrest bail on their part. In these circumstances a case for grant of pre-arrest bail to the applicants on point of further inquiry and malafide is made out.

In view of above, the interim pre-arrest bail already granted to the applicants is confirmed on same terms and conditions.

Instant Bail Application is disposed of accordingly.

Judge