

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Crl. Bail Application No. S -124 of 2024
(Miskeen Ali Lakho Vs. The State)

1. For Orders on office objection.
2. For hearing of bail application.

25-03-2024.

Mr. Deewan Dhanraj, advocate for the applicant.
Complainant Mst. Pannah Khatoon in person.
Syed Sardar Ali Shah Rizvi, Additional P.G for the State.
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Irshad Ali Shah, J;-It is alleged that the applicant with rest of the culprits in furtherance of their common intention attempted to cause hatchet blow to complainant Mst. Pannah Khatoon with intention to commit her murder, which she managed to save, it hit to baby Heer Khatoon, then they went away by insulting her, for that the present case was registered.

2. The applicant on having been refused pre-arrest bail by learned IInd Additional Sessions Judge, Naushahro Feroze has sought for the same from this Court by way of instant Crl. Bail Application u/s 498 Cr.P.C.
3. Heard arguments and perused the record.
4. The FIR of the incident has been lodged with delay of about 16 days; such delay having not been explained plausibly could not be over looked. The complainant managed to save the injury which appears to be surprising. The injury sustained by baby Heer Khatoon is not falling within prohibitory clause of section 497

Cr.P.C. The parties are already disputed. The case has finally been challaned. The applicant has joined the trial and there is no allegation of misusing the concession of interim pre-arrest bail on his part. In these circumstances, a case for grant of pre-arrest bail to the applicant on point of further inquiry and malafide obviously is made out.

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

6. The instant bail application is disposed of accordingly.

Judge

Nasim/P.A