

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
Criminal Bail Application No.739 of 2024  
(Hayat Ali v. The State)

Date	Order with signature of Judge
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For hearing of bail application

**29.04.2024**

Syed Samiullah Shah, advocate for the applicant  
Mr. Abrar Ali Khichi, Additional Prosecutor General Sindh  
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It is alleged that the applicant with the rest of the culprits during course of the robbery caused fire shot injury to PW Gulzar, and for that, the present case was registered at the instance of Complainant Hayat Muhammad.

The applicant having been refused bail by learned XI-Additional Sessions Judge, Karachi, West has sought the same from this Court by way of instant bail application under Section 497 Cr.P.C.

Heard arguments and perused the record.

The name is not disclosed in the FIR, though it is lodged with a delay of about three days; it is disclosed by co-accused Sher Hassan @ Shera with a delay of about one month to the FIR, which appears to be surprising. The applicant has not been subjected to an identification parade through the Magistrate. The recovery of the cell phones is alleged to have been foisted upon the applicant by the police. The applicant has been in custody for about one year. The case has finally been challaned and there is no likelihood of absconsion or tampering with the evidence on the part of the applicant. In these circumstances, a case for the release of the applicant on bail on the point of further inquiry is made-out.

Under the given circumstances, the applicant is admitted to bail subject to his furnishing surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R bond in the like amount to the satisfaction of the learned trial Court.

Instant bail application is disposed of accordingly.

J U D G E