

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No.969 of 2024
(Muhammad Amir v. The State)

Date	Order with signature of Judge
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For hearing of bail application

21.10.2024

Mr. Qadir Hussain Khan, advocate for the applicant
Mr. Muhammad Anwar Mahar, DDPP for the State
Mr. Athar Hussain Abro, advocate for the complainant

It is alleged that the applicant with the rest of the culprits robbed complainant Umair Farooq of rupees five lacs, for which, the present case was registered.

The applicant having been refused bail by learned VIth-Additional Sessions Judge, Karachi, South, 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 and description of the applicant do not appear in the FIR though it is lodged with a delay of about eleven days, which appears to be surprising. No identification parade of the applicant has been arranged through the Magistrate; such omission on the part of the police could not be lost sight of. The recovery of rupees thirty-five thousand is alleged by the applicant to have been foisted upon him by the police only to strengthen his involvement in the present case. The case has finally been challaned and there is no likelihood of absconsion or tampering with the evidence on the part of the applicant who is said to be in custody for about one year without effective progress in the trial of his case. In such a situation, a case for the release of the applicant on bail pending trial on the point of further inquiry is made.

Under the given circumstances, while relying upon the case of *Farman Ali v. the State* (1997 SCMR 971), 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