

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.

Cr. Misc. Appln. No.S- 82 of 2025.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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- 1.For orders on office objection as flag A.
- 2.For orders on M.A No.1462/2025.
- 3.For hearing of main case.

23.4.2025.

Mr. Syed Muhammad Mahdi Shah, advocate for the applicant.
Mr. Aitbar Ali Bullo, D.P.G.
Respondents No.1 and 2 are present in person.

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By this application, complainant is seeking cancellation of bail granted to the accused/respondents No. 1 and 2 by learned Trial Court vide order dated 06.01.2025 in Crime No.200 of 2024 of P.S Hydri District Larkana under Sections 337-A(iii), 506/2, 114 , 147, 148, 149, 509 PPC.

Details and particulars of the FIR are already available in the memo of instant application, same can be gathered from the copy of FIR attached with the application, hence need not reproduce the same hereunder.

It is contended by learned counsel for the applicant that accused/respondent No.1 and 2 are nominated in the FIR and they have been assigned overt act of causing fist and kicks blows to P.Ws, which is also supported by the prosecution witnesses, yet learned trial Court has granted bail to them which is liable to be cancelled.

In response to the notices, respondents No.1 and 2 are present and state that they are innocent and have been implicated falsely. In fact on the date of incident they were present at their offices but could not submit proof due to passage of time; however, they submit that they were on duty.

On the other hand, learned D.P.G opposed the application.

Admittedly the FIR is delayed by four months without plausible explanation. Perusal of record reflects that accused/respondents No.1 and 2 happen to be real brothers of applicant/complainant and there is standing

dispute between them on account of distribution of family property. Besides accused/respondents claim that they were present on duty in their offices on the day of incident. On all these aspects would be considered when evidence is record. At this stage, prosecution case against the accused/respondent No.1 and 2 calls for further enquiry. Resultantly instant criminal miscellaneous application is dismissed. However, learned Trial Court is directed to expedite the matter and conclude the trial within 60 days.

JUDGE

Shabir/P.S