

ORDER SHEET  
THE HIGH COURT OF SINDH AT KARACHI

Cr. Bail Appln No.199 of 2025.

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Date:           Order with signature(s) of the Judge(s)  
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For Hearing of Bail Appln.

20<sup>th</sup> May, 2025.

Mr. Khalid Hussian Khoso advocate for the applicant a/w applicant  
[on interim bail].

Ms. Rahat Ehsan, Addl. P. G. Sindh.

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Through instant bail application applicant seeks bail in crime No.  
616/2025, under Section 381/411/34 PPC, registered at P.S. Gizri.

Heard learned counsel for the applicant as well as Addl. P. G. Sindh  
appearing for the State.

Since co-accused namely; Mst. Anam has been granted post-arrest bail  
by this court vide order dated 17.03.2025 in Cr. Bail Application No.430/2025  
and likewise co-accused Abdul Ghafoor has been granted post-arrest bail by the  
learned trial court vide order dated 17.01.2025. In criminal cases rule of  
consistency applies when the accused has identical role with the co-accused then  
he is entitled for the same relief. Reliance can be placed on case titled as Pir  
Bakhsh v. The State and others [2010 MLD 220], wherein it is held as under:-

“6. Rule of consistency is always taken into consideration by the  
Courts since long because a person cannot be denied for the  
grant of bail whose case is at par of an accused who had already  
been released on bail. The Courts have to give equal treatment to  
the accused persons having one and the same role in the same  
case. Reliance upon the cases of Muhammad Fazal alias Bodi v.  
The State (1979 SCMR 9), Khadim Hussain v. The State (1983  
SCMR 124), Manzoor Ahmad and others v. The State (PLJ 1999  
Cr.C. (Lahore) 570) and Muhammad Daud and another v. The  
State and another (2008 SCMR 173). As the case of the petitioner  
is at par with that of his co-accused Zulifqar and Ghulam Rasool  
who had already been allowed bail by the learned Additional  
Sessions Judge, therefore, following the rule of consistency, the  
petitioner is also entitled to the bail.”

In view of the above, I am of the view that applicant has successfully  
made out a good prima facie case for his admission on pre-arrest bail in terms of  
Section 497(2) Cr.P.C. Consequently, bail application is allowed; interim bail  
granted earlier on 24.01.2025 is hereby confirmed on the same terms and  
conditions with direction to the applicant to join investigation/trial.

JUDGE