

**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
MIRPURKHAS**

Crl. Bail Application No.S-93 of 2025

Applicants: Ameer Bux and 02 others,
Through Mr. Muhammad Ayoub Chaniho,
Advocate.

Respondent: The State.
Through Mr. Ghulam Abbas Dalwani, D.P.G.

Complainant: Arab son of Shareef,
Through Mr. Hassan Mal Bheel, Advocate.

Date of hearing: 12.08.2025

Date of order: 12.08.2025

O R D E R

Amjad Ali Sahito, J: Through this Bail Application, the applicants/accused seek pre arrest bail in F.I.R No.47/2025 for offence under sections 458, 337-A(i), F(i), 354, 506(ii), 504 and 34 P.P.C registered at PS Khipro, after rejection of their bail plea by the learned trial court vide order dated 09.04.2025.

2. The details and particulars of the F.I.R are already available in bail application and the F.I.R, as such, need not to reproduce the same hereunder.

3. Per learned counsel, the applicants/accused are innocent, and the complainant has falsely implicated the applicants in this case due to the dispute over agricultural land and civil cases are pending before competent court of law. He further submits that complainant has lodged 05 different cases within one month and the complainant has lodged the FIR in order to create pressure upon the applicants to withdraw from the cases, however, injuries declared by the Doctor areailable. It is yet to be seen whether the applicants have committed offence or not when evidence will be recorded. The applicants have joined the investigation and they are no more required for further investigation. Lastly, he prayed for confirmation of the bail.

4. Learned counsel for the complainant as well as learned D.P.G have opposed the grant of bail to the applicants/accused. However, he submits that injuries attributed to the applicants are bailable.

5. Heard and perused.

6. From perusal of the record, it reflects that enmity exists between the parties over the agricultural land and such cases are pending before the competent court of law. Further all the sections are bailable except section 506(ii) P.P.C whereas the applicants have denied for issuance of threats. The applicants have joined the investigation and no more required for further investigation. He pleaded malafide on the part of the complainant.

7. In view of above, the learned counsel for the applicants has successfully made out a case for the grant of bail within the contemplation of subsection (2) of Section 497, Cr.P.C. Consequently, the instant bail application is allowed, and the interim pre-arrest bail earlier granted to the applicants, is hereby confirmed on the same terms and conditions.

8. At this juncture, learned counsel for the applicants submits that case is pending before the trial court, as such trial court may be directed to expedite the matter and conclude the same within 45 days. Such proposal is not opposed by the counsel for the complainant and learned D.P.G. Accordingly, trial court is directed to expedite the matter and conclude the same within 45 days and submit such compliance report through Additional Registrar of this Court. It is made clear that no adjournment shall be granted to either party on flimsy grounds and trial court proceed the case day to day. At this juncture, counsel for the complainant submits that applicants are causing harassment to the complainant, they are directed not to cause harassment to the complainant party.

9. The observations made in this decision are of a tentative nature and will not influence the merits of the case.

JUDGE