

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH KARACHI**  
**Cr. Bail Application No.711 of 2024.**

Date	Order with Signature of Judge
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For hearing of Bail Application.

**03.05.2024.**  
Mr. Ashraf Katpar, Advocate for the Applicant.  
Mr. Mumtaz Ali Shah, Asstt. Prosecutor General Sindh.

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**Zulfiqar Ahmad Khan, J.** Applicant Muhammad Usman is facing trial before the concerned trial Court in respect of Crime No.28 of 2024 u/s.392/397/34 PPC registered at PS Shah Latif Town, Karachi. He applied for post arrest bail which was declined by the VIIIth Additional Sessions Judge Malir Karachi vide order dated 09.03.2024. Hence he has approached this Court for post-arrest bail.

2. Brief facts of the case are that on 29.12.2023 at about 0930 hours inside the street of Makan Bana, Razzaq Town, near Faiz Noorani Masjid, Quaidabad Malir, Karachi the accused Usman along with his companion Rizwan on the show of weapons has committed robbery / dacoity of mobile phones from the complainant, PW Sanaullah, Talha and Qasiom and subsequently the accused/applicant Usman was apprehended by the complainant paty at Madina Town and he brought the accused before the police where he was arrested and booked in the aforesaid FIR.

3. I have heard the learned counsel for the parties and perused the record.

4. The offence for which the applicant has been charged carries maximum sentence of **07** years in jail and in such likes cases the general rule is that bail should be granted unless exceptional circumstance exists which justify the refusal of bail. In this case no exceptional circumstance exists. The case also revolves around documentary evidence as such there is no chance for the applicant to tamper with the evidence. The applicant is also no longer required for investigation.

5. Based on the above discussion, applicant **Muhammad Usman s/o of Moiz Khan** is hereby granted post arrest bail subject to furnishing solvent 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 trial Court.

6. This order is based only on a tentative assessment of the evidence and the learned trial Court shall proceed and decide the case on merits expeditiously. Copy of this order shall be sent to concerned trial Court for compliance.

7. The instant criminal bail application stands disposed of in the above terms.

JUDGE

MAK/PS