

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

CrI. Bail Application No. S-605 of 2025

Applicant : Imran Ali s/o Arbab Ali, Ujan
Through Mr. Nazeer Hussain Ujjan, Advocate

Complainant : Haji Muhammad s/o Fateh Muhammad Ujjan
Through Mr. Nusrat Hussain Memon, Advocate

The State : Through Mr. Mansoor Ahmed Shaikh, DPG

Date of Hearing : 26.09.2025
Date of Order : 26.09.2025

ORDER

KHALID HUSSAIN SHAHANI, J.- Applicant Imran Ali son of Arbab Ali, by caste Ujjan, seeks confirmation of the ad-interim pre-arrest bail granted to him by this Court vide order dated 17.07.2025, in a case bearing crime No.98/2025, for offences under Sections u/s 337-A(ii), 147, 148, 149 and 506/2 PPC, registered at Police Station Tando Masti Khan, District Khairpur. The applicant initially sought pre-arrest bail from the Court of the learned Additional Sessions Judge-IV(GBVC), Khairpur, which was dismissed vide order dated 11.07.2025.

2. The facts forming the basis of the FIR, as alleged by complainant Haji Muhammad are that on 17.06.2025, he along with his cousin Muhammad Yousif was cleaning their dates palm garden, when at about 0930 hours accused Imran with pistol, Anwar Ali with hatchet, Habibullah with lathi, Saleem with pistol, Ali Hassan with lathi came there. Accused Imran said to complainant that time and again he was demanding the fine amount of murder of his son settled in the *faisla* and saying so caused the butt blows of pistol to complainant on his head and other accused also caused butt and lathi blows to him. On cries the cousin of complainant Mst. Shabana came there and tried to rescue the complainant, on which accused Ali Hassan also caused *lathi* blows to her. Meanwhile, so many villagers attracted there then accused persons fled

away threatening that if complainant would again demand the fine amount they will commit his murder.

3. Learned counsel argued, the applicant is innocent and has been ensnared in a false and fabricated case due to murderous enmity, which is admitted by the complainant; that all the sections mentioned in the FIR are bailable; that parties are related inter se and they have settled their dispute outside the Court, hence pray for confirmation of interim pre-arrest bail.

4. Learned Deputy Prosecutor General, assisted by the learned counsel for the complainant as well as complainant in person have tendered their no objection for confirmation of interim pre-arrest bail as the offence is compoundable.

5. Record reflects, all the sections inserted in the FIR are bailable and compoundable, the complainant and applicant are related inter se and resides in the same vicinity; the complainant has tendered his no objection for confirmation of interim pre-arrest bail to live peacefully. They also intend to approach trial court to tender compromise. I am therefore of the tentative view that the applicant has successfully made out a case for the grant of pre-arrest bail on the basis of compromise. Accordingly, application is allowed. The ad-interim pre-arrest bail granted to the applicant vide order dated 17.07.2025 is hereby confirmed, on same terms and conditions with the directions to join investigation/trial.

J U D G E