

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

Criminal Bail Application No.S-231 of 2025

Applicants: Ameen and Meer, through
Mr. Asad Ali Mari, Advocate.

Respondent: The State through Mr. Neel Parkash,
Deputy Prosecutor General, Sindh.

Date of hearing: **16.09.2025**

Date of Order: **16.09.2025**

O R D E R.

AMJAD ALI SAHITO, J:- Through this bail application, the applicants/accused above named seek their post-arrest bail in Crime No.172 of 2025, under sections 3/4 PEHO, registered at P.S Khipro, after their bail plea was declined by the learned courts below.

2. The details and particulars of the F.I.R. are already available in the bail application and F.I.R., same could be gathered from the copy of F.I.R. attached with such application, hence needs not to reproduce the same hereunder.

3. Learned counsel for the applicant/accused has argued that the applicants are innocent and have been falsely implicated in the instant case with mala fide intent. It is further submitted that one co-accused namely Chhigji has already granted bail from learned trial Court. He has further argued that the offence with which the applicants are charged does not fall within the prohibitory clause of section 497(1) Cr.P.C. Learned counsel for the applicants/accused has argued that the applicants/accused are in Jail and no more required for further investigation and prayed for grant of bail.

4. On the other hand, no explanation pleaded by the

learned Deputy Prosecutor General to refuse the bail to the applicants.

5. Heard and perused.

6. From the perusal of the record, it appears that the offence with which the applicants/accused are charged does not fall within the prohibitory clause of Section 497(1) Cr.P.C. Moreover, a co-accused has already been granted bail by the learned trial court. It is also pertinent to mention that there is no previous criminal record against the applicants/accused. Furthermore, it is yet to be determined, upon recording of evidence, whether the applicants/accused were involved in the sale of wine/liquor or were merely consumers thereof.

7. In view of the above the learned counsel for the applicants has made out a case for the grant of bail under Subsection (2) of Section 497, Cr.P.C. Post-arrest bail is granted to the applicants/accused, subject to their furnishing solvent surety in the sum of Rs.30,000/- (Rupees Thirty Thousand Only) each, to the satisfaction of the learned trial Court.

8. Needless to mention here that the observations made hereinabove are tentative in nature and would not influence the learned Trial Court while deciding the case of the applicants on merits.

JUDGE

Adnan Ashraf Nizamani