

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Crl. Bail A. No.S-421 of 2021

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE.
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1. For orders on O/objection at flag-A.
2. For hearing of bail application.

06.09.2021

Mr. Rukhsar Ahmed Junejo Advocate for applicant.
Mr. Saif Ali Shah Advocate for complainant.
Mr. Shafi Muhammad Mahar D.P.G for state.

ORDER

Through instant Crl. Bail application, applicant Roshan Ali alias Roshan son Imdad Lund seeks pre-arrest bail in crime No.12/2021 registered at Police Station, Yaro Lund under sections 337A(i), 337F(i), 147, 148, 149, 452, 506/2, 504 PPC.

At the very outset, learned counsel for applicant put on notice to satisfy the Court on the point of maintainability of this Crl. Bail application before this Court directly without preferring and getting a pre-arrest bail application adjudicated before the lower Court, as it is matter of record that earlier applicant preferred Crl. Bail application No.121/2021 and Crl. Bail application No. 149/2021 which were dismissed as withdrawn vide order dated 14.06.2021 and 30.06.2021 respectively by the learned III-Additional Sessions Judge, Mirpur Mathelo.

Learned counsel for applicant while conceding the fact that the instant application is not maintainable as the same has been filed directly before this Court, prays for converting this pre-arrest bail application into protective bail, for that learned Counsel for complainant and learned Deputy Prosecutor General record their no objection, enabling the applicant to approach first before concerned Court along with application u/s 498 Cr.P.C.

In view of above, instant Crl. Bail application is converted into a protective bail and same is granted. By admitting the applicant on protective bail for 07 days w.e.f 06.09.2021 to 12.09.2021 (both the days conclusively) on the same surety and PR bond already furnished by the applicant in this matter. This order shall cease to have its effect on 12.09.2021 after Court's hours or on any date when the applicant surrenders himself before the Court concerned whichever is earlier; however, it is made clear that in case applicant fails to surrender before the court concerned within stipulated period, the surety furnished by him shall be forfeited without any further order.

Application stands disposed of.

J U D G E

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