

IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Crl. Bail Application No.S-312 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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15.01.2026

Mr. Nizamuddin Veeghio advocate for the applicants.
Mr. Ghulam Abbas Dalwani, Deputy Prosecutor General Sindh
Mr. Dilip Kumar advocate for the complainant.
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Muhammad Hasan (Akber), J: Through this Bail Application, the applicants Nizamuddin s/o Muhammad Khan Magsi, Noor Ahmed s/o Muhammad Khan Magsi, Abdul Azeem s/o Muhammad Rahim Magsi, Mehboob Ali s/o Muhammad Rahim Magsi and Ghulam Ali s/o Din Muhammad Magsi seek pre-arrest bail in Crime No.101/2025 for offence under sections 324,452, 337-A(i),337-F(i),147,148,149, 504 P.P.C of P.S B-Section Tando Adam, after dismissal of their bail plea by the learned Additional Sessions Judge-I, Tando Adam, vide Order dated 30.10.2025.

2. The details and particulars of the F.I.R are already available in the bail application, as such; need not to reproduce the same hereunder.
3. Learned counsel for the applicants contends that applicants are innocent and they have been falsely implicated in this case due to malafide intention and ulterior motives; that the offences are compoundable and the parties have patched up outside the Court. Lastly he prayed for the confirmation of bail on the ground of compromise arrived at between the parties.
4. Learned counsel for the complainant submits that compromise talks are going on between the parties; as such he has no objection for the confirmation of bail of the applicants.
5. Learned D.P.G, looking to the above position, has recorded his no objections.
6. Heard and perused.
7. All sections applied in the F.I.R, are compoundable except section 452 PPC. Admittedly, both the parties are closely related interse and it is settled law that when the parties are closely related to each other, express

penal provisions of section 452 P.P.C shall not be attracted because both the parties shall have access to each other's' house without any interference. The parties have settled their dispute outside the Court and learned counsel for the complainant has recorded no objection for the confirmation of bail to the applicants, therefore, in my humble view, bail in a compoundable offence on the ground of compromise is good ground for grant of bail in order to maintain peace, tranquility and harmony in the area and between the parties as held in cases reported in **2018 YLR 2501**, **2019 MLD 125** and **2003 MLD 1665**.

8. In view of above, interim pre-arrest bail of applicants named above is hereby confirmed on the same terms and conditions. Needless to mention here that the observations made here-in-above are tentative in nature and would not prejudice the case of either party at the trial.

The applications stands disposed of.

JUDGE

Faisal