

HIGH COURT OF SINDH CIRCUIT COURT MIRPURKHAS

Criminal Bail Application No.S-409 of 2025

Applicants: (i). Shahmir s/o Yar Muhammad.
(ii). Qasim s/o Abdullah.
Through Mr. Abdul Hafeez Mari, Advocate.

Respondent: The State
Through Mr. Neel Parkash, D.P.G.

Complainant: Mohsin s/o Khalil (Present in Person).

Date of Hearing: 11.02.2026

Date of Order: 11.02.2026

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ORDER

Miran Muhammad Shah, J:- Applicants namely Shahmir and Qasim seek post-arrest bail in Crime No.56 of 2025 for offence under Sections 395, 397 PPC, subsequently sections were added 337-A(i), 337-A(iv), 337-F(i), 337-L(ii) and 337-D P.P.C registered at Police Station Kot Ghulam Muhammad, after dismissal of their bail plea by the learned Additional Sessions Judge-I/MCTC, Mirpurkhas, vide order dated 18.12.2025.

2. The details and particulars of the F.I.R are already available in bail application and the F.I.R, as such, need not to reproduce the same hereunder.

3. The complainant is present in person and has filed affidavit stating therein that he has no objection if the bail be granted to the applicants/accused as they have settled their dispute outside the Court.

4. Learned counsel for the applicants, states that the applicants are not nominated in the FIR and the co-accused has already granted bail by the learned trial Court. Lastly he prayed for grant of bail.

5. The learned D.P.G states that that the sections applied in the FIR are not compoundable, therefore, bail cannot be granted on the basis of affidavit and opposed for grant of bail to the applicants.

6. Keeping in view that the applicants are not specifically nominated in the F.I.R. and that co-accused have already been granted bail by the learned trial Court. Even though reliance is not placed on the affidavit filed, and the applicants have made out a case for bail. Accordingly, the applicants, namely Shahmir and Qasim, are admitted to post-arrest bail subject to furnishing a solvent surety in the sum of Rs. 50,000/- (Rupees Fifty Thousand only) each and a P.R. bond of the like amount to the satisfaction of the learned trial Court.

7. The observations made here-in-above are tentative in nature and would not prejudice the case of either party at the trial.

The application stands disposed of.

JUDGE

Adnan Ashraf Nizamani