

Order Sheet
**IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD**

Cr. Bail Appl. No. S- 1621 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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28.01.2026

None present for applicant
Mr. Irfan Ali Talpur, D.P.G.

ORDER

Omar Sial, J. - Mohammad Yaqoob seeks post-arrest bail in crime number 61 of 2025 registered under sections 376 and 511 P.P.C. at the Kario Ghanwar police station. The F.I.R. was registered on the complaint of Ms. Mirzadi25.05.2025 reporting an incident that occurred the previous date. Mirzadi recorded that her daughter Basran called her to her home and told her that the appellant entered their house at 2:00 a.m. and tried to rape her but ran away because her father-in-law and uncle woke up.

2. I have heard the learned counsel and the learned Deputy Prosecutor General. The complainant remained absent despite being served a notice.

3. Basran was married, had a husband, at the relevant time her father-in-law and uncle were present in the house. I find it rather surprising that the applicant could enter the home so easily with three full grown men inside and attempt to rape Basran. Then Basran or the men in her family did not inform the police but Basran's mother was called to register the F.I.R. In a deeply conservative rural society, a woman registering an F.I.R. is in itself odd. No recovery of the alleged pistol Yaqoob carried was made. No independent witness from the locality was cited. The learned Deputy Prosecutor General confirmed that apart from the victim statement there is no other evidence on file at the moment. I am cognizant that in a case of sexual violence, the statement of the victim could be sufficient for conviction; however, at this preliminary stage, I find the case against the applicant as being one of further inquiry. The learned trial court will determine the true facts of the matter once the victim and her witnesses appear at trial and record their testimonies.

4. The applicant is admitted to post-arrest bail against a surety of Rs.100,000 (One Lac) and a P.R. Bond in the like amount to the satisfaction of the learned

trial court. As an additional condition of bail, the appellant will not contact, either directly or indirectly, the victim or her family or be seen anywhere near their home. If evidence is provided of a breach of this condition, the learned trial court itself will be empowered to cancel the concession of bail granted herein.

JUDGE

karar_hussain/PS*