

ORDER-SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Crl. Bail Appln. No. S- 59 of 2024.

Date of hearing

Order with signature of Judge

29.01.2024.

1. For orders on M.A. No. 372/2024 (*Urgency Application*).
2. For orders on office objections.
3. For orders on M.A. No. 373/2024 (*Exemption Application*).
4. For hearing of bail application.

Syed Arbab Ali Shah, Advocate for applicant.

1. Urgency application granted.
2. To be complied with.
3. Exemption allowed subject to all just exceptions.
4. Through this application, applicant Iqrar Ali Jakhrani seeks his admission to **pre-arrest** bail in Crime No. 06 of 2022 registered with P.S RD-109 (*District Kashmore @ Kandhkot*), for offences punishable under Sections 324, 337-A (i), 337-F (i), 337-D, 148 and 149 P.P.C.

At very outset, learned counsel submits that earlier the applicant surrendered before learned Sessions Judge, Kashmore @ Kandhkot and he was granted interim pre arrest bail; however later-on the same was recalled vide Order dated 02.9.2022 passed by learned 1st Additional Sessions Judge, Kandhkot. As such, the applicant approached this Court vide Crl. Bail Appln. No. S- 513 of 2022, which was also dismissed through Order dated 16.01.2023, but the applicant did not approach next forum and in the meantime, he moved an application to Inspector General of Police, Sindh, Karachi, seeking orders for re-investigation of the case and ultimately the case was reinvestigated by DSP CIA Jacobabad, who found the applicant to be innocent and placed his name in the column No.II of the challan sheet. As such, the learned counsel submits that since fresh ground had accrued, the applicant has again approached this Court for pre arrest bail by repeating instant bail application.

Since, the fresh ground has urged, it would be appropriate that at first the same ground may be agitated before the lower forum. When, confronted with such situation, the learned counsel submits that, this pre arrest bail application may be converted into protective bail and applicant may be granted protective bail enabling him to approach the concerned Court for appropriate relief.

Accordingly, this bail application is converted into protective bail application and applicant is granted **protective bail** for five (05) days commencing from today

enabling him to surrender before the Court concerned subject to furnishing a solvent surety in the sum of Rs.50,000/- (Fifty thousand rupees) and P.R Bond in the like amount to the satisfaction of Additional Registrar of this Court. This order shall however cease to have effect on expiry of aforesaid period of five days or on any date when applicant surrenders before the Court concerned, whichever is earlier. The application stands disposed of in above terms.

Judge

Ansari

Mr. Amjad Ali S/o Din Muhammad
CNIC No. 43802-0416522-7
Sole surety for applicant(s) / accused (Name(s) a/w CNIC No.)
Saghar Ali S/O Saghar Ali Khan
EDR No 53403-6205075
X
In the Sum of Rs. 50000/- each Total
Rs. 50000/- On 29-01-24
Vide Surety Bond No. 40/2024
J/L Accountant