

IN THE HIGH COURT OF SINDH KARACHI
Cr. Bail Application No.445 of 2026

Applicant : Abdul Rasheed son of Allah Juriyo
Through M/s Asif Jamal Soomro &
Muhkamuddin Jamali, advocates

Respondent : The State
Through Ms. Robina Qadir, DPG

Date of hearing : 20.04.2026
Date of order : 20.04.2026

ORDER

MIRAN MUHAMMAD SHAH, J:- Through this criminal bail application the applicant/accused Abdul Rasheed son of Allah Juriyo, seeks post-arrest bail in Crime No.269/2024, registered under section 395, 397 and 34 PPC, at Police Station Gadap City. His earlier application for the same relief was dismissed by the learned Additional Sessions Judge-VIII, Malir Karachi vide order dated 19.01.2026.

2. The facts of the case are need not to be reproduce herein, as the copy of FIR is attached with the bail application and the facts are also stated in detail therein.

3. Heard learned counsel for the applicant, learned Deputy Prosecutor General and perused the record.

4. It is noted that the trial has not proceeded for the last about two years. As per progress report submitted by the learned trial Court, charge has been framed and the case is fixed for evidence. However, learned counsel for the applicant has placed on record Notification of this Court dated 13.04.2026, whereby it is shown that the concerned trial Court has fallen vacant with effect from 13.04.2026. The applicant/accused is behind the bars for the last one and a half years. Despite framing of charge, the trial

has not commenced effectively and, in view of the vacancy of the Court, its conclusion is likely to take considerable time. It is further observed that co-accused persons, having similar roles, have already been granted bail. The involvement of the present applicant/accused is based upon identification parade, which was conducted after four days of his arrest. Moreover, as per contents of the FIR, the complainant/Chowkidar was allegedly sleeping at the time of the incident, which creates doubt regarding proper identification, particularly when such identification was made after a considerable delay. No previous criminal record of the applicant has been shown by the prosecution. In view of the above circumstances, including delay in trial, rule of consistency, doubtful identification, and prolonged incarceration, the applicant has made out a case for grant of post-arrest bail. Consequently, the instant bail application is allowed. The applicant/accused is admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs.100,000/- (Rupees One Hundred Thousand only) and P.R. bond in the like amount to the satisfaction of the learned trial Court.

5. Needless to mention here that the observation made herein above are tentative in nature and would not influence the trial court while deciding the case of the applicant on merits. However, in case the applicant misuses the concession of bail in any manner, the trial court shall be at liberty to cancel the same after giving him notice, in accordance with the law.

Criminal bail application stands disposed of.

JUDGE

