

IN THE HIGH COURT OF SINDH KARACHI
Cr. Bail Application No.662 of 2026

Applicant : Imran son of Ghulam Qadir
Through Mr. Kamran Ali Kalhor,
Advocate

Respondent : The State
Through Mr. Zahoor Hussain, Addl. P.G.

Date of hearing : 02.04.2026
Date of order : 02.04.2026

ORDER

MIRAN MUHAMMAD SHAH, J:- Through this bail application, the applicant Imran son of Ghulam Qadir, seeks post-arrest bail in Crime No.180 of 2025, registered at Police Station Pak Colony Karachi, under sections 324, 353 and 34 PPC. Earlier his bail application was dismissed by the learned Additional Sessions Judge-VI, Karachi West, vide order dated 28.11.2025.

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

3. I have heard learned counsel for the applicant, as well as learned APG and perused the record.

4. According to the prosecution case, allegedly an encounter took place between the police party and the applicant's party. However, it is noteworthy that neither any member of the police party sustained any injury during the alleged encounter nor any bullet mark was found on the police vehicle or on any object in the surrounding. These circumstances prima facie create doubt in the prosecution story. Besides, Section 353, PPC is aailable offence while the application of Section 324, PPC, is yet to be determined

after recording evidence during trial. It is also noteworthy that according to the contents of the FIR, the police party had prior information regarding the presence of the applicant/accused, who was allegedly armed with weapons and in possession of narcotics but despite having such prior information, the police failed to associate any private person either from the place of information or from the place of the alleged encounter/recovery to act as a witness or mashir. This omission also renders the prosecution story doubtful. The truthfulness or otherwise of the prosecution version can only be determined at trial after recording evidence. At this stage, the material available on record makes the case one of further inquiry within the meaning of Section 497(2), Cr.P.C., and the benefit of such inquiry is to be extended to the applicant even at the bail stage. In these circumstances, the applicant successfully made out a case for the grant of post-arrest bail. Consequently, the instant bail application was allowed, and the applicant was admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R. bond in the like amount to the satisfaction of the learned trial Court, vide short order dated 02.04.2026. These are the reasons for the same.

5. Needless to mention here that the observations made herein above are tentative in nature and would not influence the trial court while deciding the case of the applicant on merits.

Criminal bail application stands disposed of.

JUDGE

