

**IN THE HIGH COURT OF SINDH KARACHI**  
**Cr. Bail Application No.723 of 2026**

Applicant : Niaz Ali son of Muhammad Haroon  
Through Mr. Maqbool-ur-Rehman,  
Advocate

Complainant : Raheemdad son of Abdullah , in person

Respondent : The State  
Through Mr.Tahir Hussain Mangi,  
Assistant Prosecutor General Sindh

Date of hearing : 06.04.2026  
Date of order : 06.04.2026

**ORDER**

**MIRAN MUHAMMAD SHAH, J:-** Through this application the applicant/accused Niaz Ali son of Muhammad Haroon, seeks post-arrest bail in Crime No.467/2025, registered under section 392, 397 and 34 PPC, at Police Station Steel Town Karachi. His earlier application for the same relief, bearing No.833 of 2026, was dismissed, vide order dated 24.02.2026, by the learned Additional Sessions Judge-IV, Malir, Karachi.

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 as well as learned APG. Earlier, a show-cause notice was issued to the SHO concerned for failing to effect service upon the complainant. However, the SHO has now served the notice upon the complainant and produced him before this Court. The complainant submits that he relies upon the learned APG to proceed with the case. Accordingly, the show-cause notice is hereby recalled.

4. The only allegation against the applicant/accused is that he was apprehended at the spot by the complainant; however, no incriminating article was recovered from his possession. As per the prosecution case, the robbed articles were allegedly taken away by his co-accused, who managed to escape from the spot. Therefore, the involvement of the applicant requires further inquiry and evidence. The progress report submitted by the trial Court reflects that the applicant/accused is behind bars for the last about ten months; however, no evidence has been recorded so far, and even the charge has not yet been framed. Now the case has been transferred to the Court of learned IV-Additional Sessions Judge, Malir, but no substantial progress has been made as yet. Due to such delays, the applicant is suffering badly. Moreover, the offences under Sections 392/397 PPC do not fall within the prohibitory clause of Section 497 Cr.P.C.; therefore, grant of bail is a rule and refusal is an exception. In these circumstances, the applicant has made out a case for grant of bail. Accordingly, he is admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs.100,000/- (Rupees One Hundred Thousand only) to the satisfaction of the 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**

