

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
Cr. Bail Application No.3150 of 2025

DATE

ORDER WITH SIGNATURE OF JUDGE

For hearing of bail application

07.05.2026

M/S Muhammad Nizar Tanoli and Hidayat Ali, Advocates for
the Applicant
Mr. Ali Raza Abbasi, APG

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Heard learned counsel for the applicants, learned A.P.G., and perused the record. Admittedly, all the sections applied in this case are bailable. However, while passing the impugned order, the learned trial Court mentioned fracture on the mouth of the complainant as well as the medical evidence. At the same time, it is significant to note that the complainant himself has filed an affidavit stating that the present applicants are not the persons who had allegedly set his tanker on fire. Prima facie, it appears that incorrect sections were applied at the time of registration of the F.I.R. The Investigating Officer was called along with the entire record of the case; however, he failed to appear before this Court. This Court cannot wait for an indefinite period for the appearance of the Investigating Officer. Apparently, the case is one of bailable offences, and this Court is unable to understand as to how the learned trial Court declined the bail application of the applicants in a matter where grant of bail is right of the accused and cannot ordinarily be withheld. In these circumstances, the interim pre-arrest bail already granted to the applicants, namely Abdul Salam son of Abdul Wahab and Ahmed Niaz alias Ahmed son of Muhammad Niaz alias Niaz, vide order dated 13.11.2025, is hereby confirmed on the same terms and conditions.

JUDGE

