

# IN THE HIGH COURT OF SINDH AT KARACHI

Criminal Bail Application No. 1103 of 2026

Applicant : Fazal Inaam S/o. Fazal Manan  
Through M/s. Mushtaq Ahmed & Ghulam  
Rasool Hulio, Advocates

Respondent : The State  
Through Mr. Muhammad Mohsin, A.P.G  
Sindh.

Complainant : Khalid Mehmood son of Noor Muhammad.

Date of hearing : 09.06.2026.

Date of order : 09.06.2026.

## O R D E R

**Jan Ali Junejo, J.**— Applicant Fazal Inaam S/o. Fazal Manan seeks post-arrest bail in a case bearing Crime No. 674/2025, for offence under section 395/109/402 PPC of P.S Awami Colony. Karachi. Prior to this, the applicant had sought the same relief before the learned Additional Sessions Judge-XIII, Karachi East, which was declined vide order dated 16.03.2026.

2. Briefly stated, the prosecution case as narrated in the FIR is that the complainant, who has been serving as Head Cashier at MSK Floor Mill near Awami Colony for the last 22 years, was assigned on 28.10.2025 to deposit a sealed amount of Rs. 25,010,000/- in bank. He left the mill along with the driver, Fazal Inaam, in a company vehicle bearing registration No. BMN-648 (silver Cultus). Before departure, the complainant allegedly observed the driver making a phone call, which he abruptly ended upon noticing him, thereby arousing suspicion. At about 03:05 p.m., when they reached near Androon Al-Hassan Stop, Gali Awami Colony, Korangi, Karachi, six unknown armed persons riding three motorcycles intercepted their vehicle, pointed weapons at them, and snatched the sealed cash amount of Rs.25,00,000/-, Rs.10,000/- from the complainant's pocket, three company cheques, a coloured copy of his CNIC, company locker keys, and the driver's Samsung J-7 mobile phone. The assailants also struck the complainant with the butt of a pistol and were allegedly heard calling someone by the name of "Haji Jamali" during the occurrence. After the incident, the complainant and the driver returned to the company and informed the accountant Ahmadullah about the robbery and the driver's suspicious phone call. Upon inquiry, the driver stated that he had called his friend, Haji Jamali, a resident of Sher Pao Colony, regarding a personal matter. Thereafter, the complainant informed the owner of the company and, on the basis of suspicion, lodged the FIR against driver Fazal Inaam, alleging that he had conspired with Haji Jamali and five

unknown persons to commit the robbery. He requests that legal action be taken.

3. Per learned counsel for the applicant, the applicant is innocent and has falsely been implicated in this case; that the alleged has taken place on 28.10.2025 whereas FIR was recorded on 01.11.2025 with a delay of about four days for which no plausible explanation has been furnished; that the offence in which the applicant has been charge does not fall within the prohibitory clause and urged that the applicant be extended the concession of bail.

4. The Addl. P. G. Sindh, while not opposing the grant of bail, recorded his no objection to the instant application in view of the affidavit filed by the complainant, same is taken on record, wherein he has expressly raised no objection to the applicant being admitted to bail.

5. Notably, the complainant has since submitted a sworn affidavit in which he has raised no objection to the grant of bail to the applicant. This has resulted in two conflicting versions, one set forth in the FIR and the other contained in the complainant's affidavit. Such divergence creates a situation where the veracity of the complainant's statements and his credibility can only be determined at the time of trial, after the recording of evidence.

6. In light of the above circumstances and keeping in view the principles laid down under Section 497(2) Cr.P.C., the applicant has succeeded in making out a case of further inquiry. Accordingly, the applicant is admitted to post-arrest bail upon furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and a PR Bond in the like amount to the satisfaction of the learned trial court.

7. Before parting, it is observed that the findings recorded hereinabove are purely tentative in nature and shall not prejudice the case of either party during the course of trial. The trial Court shall evaluate the evidence independently and uninfluenced by any observation made in this order.

8. The applicant is directed to ensure regular attendance before the trial Court and shall not, in any manner, attempt to influence or interfere with the prosecution witnesses. Any violation of these conditions may entail cancellation of bail in accordance with law.

**J U D G E**