IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Crl. Bail Application No. S-750 of 2026

Applicants:	1. Khadim Hussain Malik @ Khadim. 2. Irshad Ali . Both sons of Wasand. 3. Qabool Ahmed son of Khalid Hussain. 4. Dilshad Ali son of Irshad Ali. 5. Majid Hussain @ Majid s/o Khadim Hussain. All bycaste Malik, Resident of village Jindo Ghoto, Taluka and District Ghotki.
The State	**Through** Mr. Shafi Muhammad Mahar, Deputy Prosecutor General, Sindh.

Date of hearing & Orders: 02-11-2026.

O R D E R.

Suresh Kumar, J.--- Through the instant bail application, the applicants named above seek confirmation of the ad-interim pre-arrest bail already granted to them by this Court vide order dated 06-08-2026, in a case bearing crime No. 248/2026, offence u/s 337F(v) 337A(i) 337F(i), 337L(ii), 147, 148, 149 PPC registered at Police Station A-Section Ghotki.

2. Concisely the facts of the prosecution case as depicted in the FIR are that complainant Paryal lodged the FIR on 14-07-2026 alleging therein that on 13-07-2026 at about 10:30 am, accused Khadim, Irshad armed with iron rods, Aijaz Ahmed with lathi, Majid, Dilshad Ali, Qabool with lathis and two unidentified persons with lathis came at the electric shop of Amir Bux, where accused Majid caused lathi blow to Amir Bux at his right side of head and right hand, accused Dilshad Ali caused lathi blows to Amir Bux at his right and left legs, accused Khadim caused iron rod blow to complainant at his left wrist and left should. Ultimately complainant lodged the FIR.

3. The applicants initially sought pre-arrest bail from the Court of the learned IInd Additional Sessions Judge Ghotki, which was dismissed vide order dated 30-07-2026. Being aggrieved by this dismissal, the applicant has approached this Court.

4. I have heard the applicants/accused in person as their counsel remained absent, learned DPG for the State as well as learned counsel for the complainant. Learned counsel for the complainant raised no objection for confirmation of interim pre arrest bail.

5. Having given due consideration to the arguments advanced by the counsel for the respective parties and having perused the relevant material available on record, it reveals from the perusal of the FIR that the accused Majid caused a lathi blow to Amir Bux on the right side of his head and right hand, while the accused Dilsahd Ali inflicted lathi blows to Amir Bux on his right and left legs. The accused Khadim caused an iron rod blow to the complainant on his left wrist and left shoulder. However, the injuries attributed to the accused Irshad have been declared as Ghyr-i-Jaifah Hashima and fall within the ambit of Section 337F(v), which is punishable by up to five years and does not fall within the prohibitory clause of Section 497 Cr.P.C. Moreover, the present FIR is a counter-version of FIR No. 255/2026 lodged by the applicant party; therefore, it will be determined at the time of trial which party is the aggressor. Consequently, the case against the applicants/accused calls for further inquiry. Furthermore, the parties have patched up, and the complainant, who is also an injured party present in person, raised no objection. All the injury sections applied in the FIR are compoundable. After the grant of interim pre-arrest bail, the applicants have appeared before the trial court and have been regularly attending the trial without misusing the concession of interim pre-arrest bail.

6. For the foregoing reasons, I am of considered view that the applicants/accused have successfully made out a case for the grant of pre-arrest bail, therefore, the interim pre arrest bail already granted to them on 06-08-2026, is hereby confirmed on same terms and conditions with direction to appear before trial Court.

J U D G E

Nasim/P.A