IN THE HIGH COURT OF SINDH BENCH AT SUKKUR.
Crl. Bail Application No.S-1026 of 2026.

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE

Applicant: Rafique Ahmed S/O Bashir Ahmed Qazi,
Through Mr.Hafeezullah Korai, Advocate.

The State: **Through Mr. Shafi Muhammad Mahar, D.PG.**

Date of hearing & order: **02.11.2026**.

Suresh Kumar J:- Through instant Criminal Bail Application applicant/accused Rafique Ahmed Qazi, seeks pre arrest bail in Crime No.88 /2026 for the Offences punishable U/Ss 452,147,148,149, 504, 324,,337-A(i), 337-F(i), 403, 334, 337-L(II) PPC registered at Police station Catt. District Sukkur.

2. The facts of the prosecution, in a nutshell, are that the complainant, Israr Ahmed Qazi, lodged the FIR, stating therein that, owing to a dispute over landed property, on 12.06.2026, after extending threats, the applicant/accused, along with the nominated accused persons and two unknown culprits, came to his house. Thereupon, co-accused Farooque fired a pistol shot, which missed its target, whereas the applicant/accused caused a blow with the butt of a pistol on the complainant's lower lip, while the other accused persons caused him lathi blows. Thereafter, the accused persons left the place of occurrence. The injured/complainant was taken to the hospital, thereafter the complainant appeared at the police station and lodged the FIR.

3. The applicant/accused initially approached for grant of pre-arrest bail which was dismissed vide order dated 13.10.2026, by learned Additional Sessions Judge, Pano-Aqil. Being aggrieved by this dismissal order, the applicant/accused has approached this Court.

4. I have heard learned counsel for applicant/accused, and learned D.P.G Sindh. learned D.P.G has raised no objection in view of the no objection of complainant and injured.

5. Having given due consideration to the arguments advanced by the learned counsel for the parties and having perused the material available on record, it appears from the FIR that the incident took place on 12.06.2026, while the FIR was lodged on 22.09.2026. Such a significant delay of three months and ten days has not been plausibly explained; therefore, due deliberation and consultation cannot be ruled out. Hence, the case against the applicant/accused calls for further inquiry. The FIR further reveals that the applicant/accused has been assigned the role of causing an injury to the complainant/injured with the butt of a pistol on his lower lip. The said injury has been declared as Itlaf-i-Udw under Section 334 PPC. However, the complainant/injured has submitted an affidavit of no objection, which is taken on record. In the said affidavit, he has stated that he has no objection to the confirmation of the interim pre-arrest bail granted to the applicant/accused. Upon inquiry, he further disclosed that he had forgiven the applicant/accused at the intervention of the Nek-Mards of the locality. Previous enmity is admitted in the FIR; therefore, mala fide on the part of the complainant cannot be ruled out. Even otherwise, the applicant/accused has joined the investigation and has been appearing before this Court after the grant of interim pre-arrest bail, and he has not misused the concession of ad-interim pre-arrest bail.

6. For the foregoing reasons, I am of the considered view that the applicant/accused has made out a case for the confirmation of interim pre-arrest bail. Therefore, the interim pre-arrest bail granted to the applicant/accused on 16.10.2026 is confirmed on same terms and conditions, with a directions to appear before the trial court till final disposal of the case.

J U D G E

Hizbullah