IN THE HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Crl. Bail Application No.S-374 of 2026

(Abdul Ghafoor & another vs. The State)

Applicants	:	1. Abdul Ghafoor s/o Mola Bux, 2. Ali Gul son of Mohram, Through Mr. Iqrar Ali Panhwar advocate.
Complainant		Karim Dad son of Haji Allah Bachayo Through Mr. Shoaib Muhammad Mari advocate for complainant a/w complainant & Madad Ali
Respondent	:	The State Through Mr. Neel Parkash Deputy P.G.
Date of hearing	:	02.11.2026
Date of Order	:	02.11.2026

O R D E R

NISAR AHMED BHANBHRO, J: Through the instant bail application, applicants Abdul Ghafoor and Ali Gul seek pre-arrest bail under Section 498 Cr.P.C in F.I.R bearing Crime No.67 of 2026, registered at Police Station Perumal for offences punishable under Sections 506(2), 504, 337-A(i), 337-F(i), 337-F(iii), 147, 148, 149 PPC. Their similar request was declined by the learned Additional Sessions Judge-II, Sanghar vide order dated 06.07.2026.

2. The facts of the case are mentioned in the FIR and needs no repetition in compliance of Hon'ble Apex Court judgment in PLD 2014 SC 458.

3. Learned counsel for the applicants contended that there is delay of about 25 days in the registration of FIR, though enmity between the parties stands admitted. He contended that applicants have challenged the MLC issued in favour of the injured. He contended that all the sections are bailable except sections 506(2) & 337-F(iii) PPC, which is punishable with imprisonment of up to 07 years and does not fall within the prohibitory clause. He contended that the investigation is completed and no specific role is attributed to the applicants and prayed for confirmation of bail of the applicants.

4. Learned counsel for the complainant contended that applicants have been assigned specific roles, as the injured sustained as much as twelve injuries, and the accused brutally caused injuries to the injured. He, therefore, prayed for dismissal of the bail application. Learned D.P.G also supported the contentions of learned counsel for the complainant.

5. I have heard learned counsel for both the parties as well as learned D.P.G for the State and perused the material available on record. Perusal of the case file, reveals that there is delay of about 25 days in the registration of FIR without any explanation. Enmity between the parties is admitted. Deliberation and consultation to falsely implicate the present applicants cannot be ruled out. All the offences are punishable up-to 07 years and do not attract the prohibitory clause of Section 497 Cr.P.C. Moreover, there is enmity between the parties over elopement; therefore, deliberation and consultation to involve the present applicants at this stage cannot be ruled out. The investigation is completed and the applicants are no longer required for any further purpose. Accordingly, the interim pre-arrest bail granted to the applicants vide order dated 10.07.2026 is hereby confirmed on the same terms and conditions.

6. Needless to observe that the findings and observations recorded herein are purely tentative in nature and confined to the disposal of the instant bail application. The learned trial Court shall decide the case strictly on the basis of the evidence brought before it, independently and without being influenced by any observation contained in this order.

7. The instant Criminal Bail Application stands disposed of.

JUDGE

"Chander Kumar"