IN THE HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Crl. Bail Application No.S-432 of 2026

(Meharram & others vs. The State)

Applicants	:	1. Meharram son of Wassu Khan, 2. Gul Muhammad S/o Imam Bux, 3. Amanullah son of Muhammad Haroon, Through Mr. Farhan Ahmed Bozdar advocate.
Respondent	:	The State Through Mr. Muhammad Sabir D.A.G & Mr. Dhani Bux Mari Assistant 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 Meharram, Gul Muhammad & Amanullah seek pre-arrest bail under Section 498 Cr.P.C in F.I.R bearing Crime No.26 of 2025, registered at Police Station FIA Composite Circle, Shaheed Benazirabad for offences punishable under Sections 8 & 9 of the Torture and Custodial Death (Prevention and Punishment) Act 2022 R/w section 302, 34, 109, 342 PPC. Their similar request was declined by the learned Sessions Judge, Sanghar vide order dated 20.12.2025.

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. Heard learned counsel for the applicants, learned D.A.G and learned Assistant P.G for the State and perused the record. Since co-accused Ghulam Shabir Dalwani has been granted pre-arrest bail vide order dated 16th March, 2026 and as per the allegations contained in the FIR, the complainant had informed that SHO Ghulam Shabir Dalwani, Gul Muhammad, Noor Ali Lakho, Rafique Ahmed and Mohram were armed with similar sticks and whips and brutally beat and tortured his brother, repeatedly striking him with full force with electric shocks. When confronted, learned D.A.G and Assistant P.G could not differentiate the role of the present applicants from the role assigned to

co-accused Ghulam Shabir Dalwani; however, they have challenged the order before the Honourable Supreme Court. Since co-accused has already been granted pre-arrest bail and mere filing of bail cancellation application before the apex forum will not disentitle the applicants from the concession of bail, the applicants are also entitled to the concession of bail on the rule of consistency.

4. In view of the above, the interim pre-arrest bail granted to the applicants vide order dated 07.08.2026 is hereby confirmed on the same terms and conditions.

5. 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.

6. The instant Criminal Bail Application stands disposed of.

JUDGE

"Chander Kumar"