THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD.

Criminal Bail Application No.S-1397 of 2025

Applicant	:	Allah Ditta s/o Akbar Ali (in custody) through Muhammad Hashim Laghari, Advocate.
State	:	Through Ms. Safa Hisbani, A.P.G.
Dated of hearing	:	04.12.2025.
Date of Order	:	04.12.2025.
Date of Reasons	:	23.10.2026

O R D E R

JAWAD AKBAR SARWANA, J:- Through instant bail application, applicant/accused Allah Ditta seeks post-arrest bail in Crime No.41/2025 registered at Police Station FIA Crime Circle for offence u/s 462-I PPC as his earlier bail application for the same relief was declined by the learned Sessions Judge/Electricity Utility Court, Hyderabad, vide order dated 22.01.2025.

2. I have heard the applicant/accused Counsel, the Additional Prosecutor General, Sindh and have perused the record, and my observations are as under:-

3. The facts of background of the matter are set out in the FIR and, for the sake of brevity, are not reproduced herein and are reiterated herein ad seriatim.

4. The applicant/accused is the Administration Assistant Officer at Iqra University, Hyderabad Campus and has been charged with theft of electricity under Section 462-I PPC. The investigation stands completed, and he alone, out of the entire University administration and staff, is/was identified to have been in violation of Section 462-I on the pointification of one Imtiaz Hussain, Campus Director, Iqra University, Hyderabad

Campus. There is no direct evidence against the applicant/accused. He is merely pointed out by the Director as the key person. This aspect requires further inquiry into the circumstances under which electricity theft took place through a kunda connection, electrifying the University without metering and involving no one else but the applicant/accused. Further, what was the role of the applicant/accused in setting up the kunda system, viz., did he allegedly set it up, was it already set up when he assumed his post at the University, and is there only one electrician in the entire university? These matters call for further inquiry, and the facts and circumstances of the case make out a case for post-arrest bail.

5. In the instant case, the punishment provided by law for the offence with which the applicant has been charged is only for three years and not exceeding the limits of the prohibitory clause of Section 497 Cr.P.C. The case has been challaned, and the applicant is not required for further investigation. Consequently, the applicant has made out a good prima facie case for his admission on post-arrest bail, and his case requires further enquiry within the meaning of subsection (2) of Section 497 Cr.P.C.

6. In view of the above, the instant bail application was allowed on 04.12.2025 to the applicant/accused subject to furnishing a solvent surety in the sum of Rs.100,000/- and P.R. bond in the like amount to the satisfaction of the Court. The above are the reasons for the short order.

7. The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

JUDGE

Tufail