

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. Bail Application No. 1840 of 2016

Date

Order with signature of Judge

Present

Mr. Justice Muhammad Ali Mazhar.
Mr. Justice Adnan-ul-Karim Memon.

Agha Jawad & others

.....

Applicants

V E R S U S

The State

.....

Respondent

Date of hearing 26.12.2016

Mian Khan Malik, Advocate for the applicants.

Mr. Muhammad Iqbal Awan, A.P.G.

Muhammad Ali Mazhar, J: The applicants have applied for post arrest bail in crime No. 256 of 2016, lodged at Police Station Orangi Town, Karachi, under Sections 147/149/123-B PPC. The office has raised the objection that how this post arrest bail application is maintainable without exhausting the remedy in the trial court? In response, learned counsel argued that no charge sheet has been submitted in Anti-Terrorism Court under Section 173 Cr.P.C. In case of no charge sheet, the appropriate remedy is to file bail application before the learned Administrative Judge of the Anti-Terrorism Court so that the bail application may be assigned to any A.T.C or may be heard by him. Learned A.P.G has also endorsed the same view. Let the bail application be first filed before the learned Administrative Judge of the Anti-Terrorism Court for further orders. The bail application is disposed of accordingly.

JUDGE

JUDGE