

ORDER SHEET
**IN THE HIGH COURT OF SINDH,
CIRCUIT COURT HYDERABAD**

Cr. B.A. No. S- 882 of 2017

DATED **ORDER WITH SIGNATURE OF JUDGE**

25.01.2018

For orders on office objection

For hearing

Mr. Ashok Kumar, advocate along with applicants

Mr. Shahzado Saleem Nahiyoon, D.P.G.

OMAR SIAL, J.- Applicants Chetan & Jubo have sought pre-arrest bail in Crime No. 47 of 2017 registered under Section 453, 447, 448, 427 & 34 P.P.C at police station Chachro on 21.9.2017. Earlier, the pre-arrest bail applications moved by the applicants before the learned Sessions Court, Tharparkar at Mithi were turned down.

2. Brief facts of the prosecution case are that the complainant Allah Bux Rahimoon, Supervisor, Education Department along with primary school teachers Jhandai & Jan Muhammad on 21.09.2017 visited the Government Girls Primary School at Fulrhaboh, where they discovered that the present Applicants had encroached the same and told the team that the School was now being used by them and does not function as a School. They refused to vacate the premises. The aforementioned F.I.R. was lodged.

3. I have heard learned counsel for the Applicant as well as learned DPG and have examined the available record with their able assistance.

4. The offences with which the Applicants are charged are all bailable except that under Section 453 which carries punishment of 2 years and falls within the non-prohibitory clause of Section 497.

5. Above are the reasons for my short order of 25-1-2018 in terms of which the interim pre-arrest bail granted to the applicants was confirmed. However, the surety amount was enhanced from Rs.25,000/- to Rs.100,000/- and P.R. Bond in the like amount to the satisfaction of the Additional Registrar of this Court.

JUDGE

