

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

Criminal Bail Application No.S-20 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For orders on office objections.
	2. For hearing of main case.

**25.04.2022**

Mr. Ali Murtaza Babar, Advocate for the applicant.  
Mr. Shueban Ali Mallah, Advocate for the complainant.  
Ms. Safa Hisbani, Assistant Prosecutor General, Sindh.

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**IRSHAD ALI SHAH, J.-** It is alleged that the applicant with rest of the culprits in furtherance of their common intention committed murder of Muhammad Alam by way of drowning him in water, for that the present case was registered.

2. The applicant, on having been refused post-arrest bail by learned Additional Sessions Judge-I/MCTC Dadu, has sought for the same from this Court by way of instant application u/s: 497 Cr.PC.

3. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the complainant and F.I.R of the incident has been lodged by the complainant with delay of 21 days, therefore, the applicant is entitled to be released on bail on point of further inquiry.

4. Learned Assistant Prosecutor General, Sindh and learned counsel for the complainant have opposed to release of the applicant on bail by contending that the deceased was taken away by him lastly.

5. Heard arguments and perused the record.

6. None has actually seen the applicant committing the death of the deceased, therefore, his involvement in commission of incident on

the basis of last seen evidence, if is seen in the light of unexplained delay in lodgment of F.I.R is making his case to be of further inquiry.

7. In view of above, the applicant is admitted to post arrest bail subject to furnishing surety in the sum of Rs.200,000/- and P.R bond in the like amount to the satisfaction of learned Trial Court.

8. The instant bail application is disposed of accordingly.

JUDGE

*Muhammad Danish\**