

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
Cr. Bail Appln No. 376 of 2020

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Date:	Order with signature of Judge
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For hearing of bail application

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02.4.2020

Mr. Muhammad Saad Abbasi, Advocate for applicant  
Mr. Ali Haider Salim, APG a/w SIP Faraz Shahnawaz of PS  
Juaharabad

.X.X.X.X.

Through this bail application, applicant Muhammad Uzair Rana son of Rana Sajan Rafiq assailed the bail order dated 05.3.2020 passed by the learned Vth Additional Sessions Judge, Karachi (Central) in case FIR No.199 of 2019 under Sections 384/385/392/506-B/34 PPC read with Section 25-D Teleraph Act registered at Police Station Jauharabad, Karachi.

Learned counsel for the applicant contended that the applicant is innocent and has falsely been implicated by the complainant with malafide intentions. He further contended that there is unexplained delay of lodging in FIR as such the false involvement of the applicant cannot be ruled out. He also contended that neither the applicant is nominated in the FIR nor any identification parade of the applicant was made as required under the law. He further submitted that a case of further enquiry is made and therefore, prayed that the applicant may be enlarged on bail.

Learned Additional Prosecutor General submitted that applicant is not only involved in an offence of snatching valuables from the complainant but it is also claimed to have demanded and obtained bhatta from complainant which bhatta amount was handed over to the applicant by one Riaz who is employee of the complainant. He submitted that applicant does not deserve any leniency as the ratio of such type of crimes in society is being

increased day by day which hits social life of general public. He further submitted that the applicant is involved in multiple heinous offences therefore he is not entitled for any concession.

I have heard the arguments of learned Counsel for the applicant, the learned Additional Prosecutor General and have gone through the record.

Perusal of record reveals that there is yet no direct evidence against the applicant to connect him with the alleged crime. Though it is a case of robbery and also providing bhatta to applicant by the employee of complainant but neither any identification parade of the applicant is held nor any recovery was effected from the possession of the applicant. Admittedly there is inordinate delay in lodging FIR without any plausible reason. Hence a case of further enquiry is made out and unless some direct evidence comes on record, the applicant cannot be kept behind bars for indefinite period as the involvement of applicant in the offence is yet to be established. I, therefore, admit the applicant to bail subject to his furnishing solvent surety in the sum of Rs.100,000/- (Rupees One Lac only) and PR. Bond in the like amount to the satisfaction of the Nazir of trial Court.

The bail application stands disposed of in the above terms.

Judge

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
Cr. Bail Appln No. 439 of 2020

Date:	Order with signature of Judge
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For hearing of bail application

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02.4.2020

Mr. Muhammad Saad Abbasi, Advocate for applicant  
Mr. Ali Haider Salim, APG a/w SIP Faraz Shahnawaz of PS  
Jauharabad

.X.X.X.X.

Through this bail application, applicant Ghulam Mustafa son of Muhammad Hanif assailed the bail order dated 05.3.2020 passed by the learned Vth Additional Sessions Judge, Karachi (Central) in case FIR No.199 of 2019 under Sections 384/385/392/506-B/34 PPC read with Section 25-D Teleraph Act registered at Police Station Jauharabad, Karachi.

Learned counsel for the applicant contended that the applicant is innocent and has falsely been implicated by the complainant with malafide intentions. He further contended that there is unexplained delay of lodging in FIR as such the false involvement of the applicant cannot be ruled out. He also contended that neither the applicant is nominated in the FIR nor any identification parade of the applicant was made as required under the law. He further submitted that a case of further enquiry is made and therefore, prayed that the applicant may be enlarged on bail.

Learned Additional Prosecutor General submitted that applicant is not only involved in an offence of snatching valuables from the complainant but it is also claimed to have demanded and obtained bhatta from complainant which bhatta amount was handed over to the applicant by one Riaz who is employee of the complainant. He submitted that applicant does not deserve any

leniency as the ratio of such type of crimes in society is being increased day by day which hits social life of general public. He further submitted that the applicant is involved in multiple heinous offences therefore he is not entitled for any concession.

I have heard the arguments of learned Counsel for the applicant, the learned Additional Prosecutor General and have gone through the record.

Perusal of record reveals that there is yet no direct evidence against the applicant to connect him with the alleged crime. Though it is a case of robbery and also providing bhatta to applicant by the employee of complainant but neither any identification parade of the applicant is held nor any recovery was effected from the possession of the applicant. Admittedly there is inordinate delay in lodging FIR without any plausible reason. Hence a case of further enquiry is made out and unless some direct evidence comes on record, the applicant cannot be kept behind bars for indefinite period as the involvement of applicant in the offence is yet to be established. I, therefore, admit the applicant to bail subject to his furnishing solvent surety in the sum of Rs.100,000/- (Rupees One Lac only) and PR. Bond in the like amount to the satisfaction of the Nazir of trial Court.

The bail application stands disposed of in the above terms.

Judge