

**HIGH COURT OF SINDH, CIRCUIT COURT AT
HYDERABAD**

Cr. Bail Application No.S-1288 of 2022

[Bagho & Ors versus The State]

DATE	ORDER WITH SIGNATURE OF JUDGE
Applicants	: Through Mr. Hameedullah Dahri advocate
Complainant	: Present in person
State	: Through Mr. Abdul Waheed Bijarani A.P.G
Date of hearing	: 09.01.2023
Date of Decision	: 09.01.2023

O R D E R

ARSHAD HUSSAIN KHAN J:- Through this bail application applicants seek pre-arrest bail in Crime No.41 of 2022 registered at P.S 60th Mile District Shaheed Benazirabad for offences punishable under Sections 302, 506(2) & 34 PPC. Same plea was raised by them before learned trial Court; however, it was turned down, vide Order dated 22.11.2022.

2. That allegation against the applicants, as per FIR, is that they have committed murder of daughter of Complainant by keeping pillow on her mouth. At the very outset learned counsel for the applicants submits that parties have compromised the matter outside the Court, hence Complainant is ready to tender his no objection for confirmation of bail application of the applicants.

3. Complainant present in person submits that they have compromised the matter outside the Court, hence he has no objection, if bail of the applicants is confirmed. Learned APG submits that since parties have patched up the matter, therefore, he has no objection for confirmation of bail.

4. I have heard the learned counsel for the parties and also perused the material available on record. The alleged incident is unseen one and the allegation against the applicants is general in nature. Further there is unexplained delay of about 14 days in lodgment of FIR. All these ingredients bring the case of prosecution within the ambit of further inquiry.

5. In view of the above, coupled with the no objection of Complainant, instant bail application is allowed. Consequently interim pre-arrest bail granted to the applicants through Order dated 28.11.2022 is confirmed on the same terms and conditions.

6. Needless to mention here that observations made hereinabove are tentative in nature and the same will not prejudice the case of either party at trial.

7. Instant bail application stands disposed of accordingly.

JUDGE