

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

Cr. Bail Application No.S-1086 of 2021

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

20.12.2021.

Mr. Shahnawaz Brohi, Advocate for applicant.
Ms. Sana Memon, Assistant P.G.

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MUHAMMAD IQBAL KALHORO, J.- Applicant was arrested on spy information from village Khan Muhammad Unar District Badin on 04.10.2021 and from his possession 200 mainpuries weighing 3000 Grams were recovered. He was booked in the present case accordingly.

2. Learned Defence Counsel submits that offence as alleged against the applicant does not fall within the prohibitory clause of u/s. 497 Cr.P.C. The case requires further inquiry as the co-accused, who was alongwith the applicant, is stated to have run away in presence of police party. The applicant is no more required for further investigation.

3. Learned Assistant P.G has opposed bail to the applicant.

4. Heard and perused the record. There is no record showing that applicant has been implicated in such like cases previously. The investigation is over and challan has been submitted in the offence which does not fall within the prohibitory clause u/s. 497 Cr.P.C. As police officials are witnesses, there is no chance of tampering with evidence by the applicant. The case is ripe for commencement of trial and no purpose would be served keeping the applicant in custody continuously. In view of such position, this bail application is allowed and applicant is granted bail subject to furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand) and P.R Bond in the like amount to be executed before the learned trial Court.

5. The observations made hereinabove are tentative in nature and shall not influence the trial Court while deciding the case on merits.

JUDGE

Shahid

