

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

Criminal Bail Application No.S-242 of 2022.

---

**DATE      ORDER WITH SIGNATURE OF JUDGE**

---

For orders on office objections.  
For hearing of main case.

15.08.2022.

Mr. Sajjad Ali Soomro advocate holding brief for Mr. Ayaz Hussain Rind advocate for the applicant.  
Mr. Imtiaz Ali Channa advocate for the complainant.  
Ms. Sana Memon Assistant Prosecutor General.

ORDER

MUHAMMAD IQBAL KALHORO, J:- Applicant and his counsel are absent. Mr. Sajjad Ali Soomro advocate holding brief for Mr. Ayaz Hussain Rind advocate for the applicant states that due to rainy weather they have not been able to come from Johi town. However, with the assistance of counsel for the complainant and learned APG, I have gone through the material available on record. There is ongoing enmity between the parties over agricultural land. Both the parties belong to same community and it is stated that applicant and other accused numbering five assaulted complainant party on 18.02.2022 with Danda/clubs injuring PW Anwer Shahani and Hamal. PW Anwer is stated to have received five injuries and Hamal two injuries. The other accused have been granted bail whereas bail of the applicant has been declined on the ground that injury attributed to him is punishable upto seven years.

Complainant's counsel and learned APG both have opposed bail whereas learned counsel holding brief has pleaded for bail. There is four days delay in registration of FIR. Previous enmity is admitted between the parties and surprisingly in the police file final medical certificate of the injured Anwer who received more injuries than PW Hamal is not available. The injury is on the non-vital part of the body and there is no repetition on the part of applicant. The case has been challaned and it is stated that applicant is appearing before learned trial Court regularly. In the

circumstances, this bail application is allowed and ad-interim pre-arrest bail granted to the applicants vide order 10.03.2022 is hereby confirmed on the same terms and conditions.

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

**JUDGE**

Irfan Ali