

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Crl. Bail Application No. 202 of 2023

DATE

ORDER WITH SIGNATURE OF JUDGES

For hearing of bail application.

08-02-2023

Mr. Faisal Iqbal, Advocate a/w applicants.

Mr. Talib Ali Memon, APG.

Complainant present in person.

=====

Omar Sial, J: Mohammad Tasal and Mohammad Anis alias Amin have sought pre-arrest bail in crime number 48 of 2023 registered under sections 337-A(i), 334, 504, 506 and 34 P.P.C. at the Boat Basin police station. Their earlier bail application was dismissed by the learned 3rd Additional Sessions Judge, Karachi South on 24.01.2023.

2. The F.I.R. in the case was lodged by one Haji Zahid Hussain who recorded that on 05.01.2023 the 2 applicants with 2 others came to his home and after an exchange of some harsh words over a monetary dispute, the Haji was hit with fists and kicks.

3. I have heard the counsel for the applicant and the learned APG.

4. Offences under section 337-A(i), 504 and 506 P.P.C. are all bailable offences whereas I am at a loss to understand at this stage how an offence under section 334 P.P.C. was included in the charge. Upon a tentative assessment it appears at this stage there is no cogent evidence to support the allegation under section 334 P.P.C. The complainant appeared himself in person and stated that he had forgiven the 2 boys and that the necessary applications will be filed soon in the learned trial court.

5. For the above reasons the interim pre-arrest bail granted earlier stands confirmed on the same terms and conditions.

JUDGE