

**IN THE HIGH COURT OF SINDH AT KARACHI**

Crl. Bail Application No. 866 of 2023

Applicant : Muhammad Sajid  
through Mr. Ashraf Ali Shah, Advocate

Complainant : Shamsheer Muhammad in person

Respondent : The State  
through Mr. Talib Ali Memon, A.P.G.  
a/w ASI Syed Asim Shah, I.O.

Date of short order: 17<sup>th</sup> May, 2023

Date of reasons : 24<sup>th</sup> May, 2023

**ORDER**

**Omar Sial, J:** Mohammad Sajid has sought post arrest bail in crime number 908 of 2022 registered under sections 392, 397 and 34 P.P.C. at the Manghopir police station. Earlier, his application seeking bail was dismissed on 13.04.2023 by the learned 11<sup>th</sup> Additional Sessions Judge, Karachi West.

2. The aforementioned F.I.R. was registered on 31.12.2022 on the complaint of Shamsheer Mohammad who reported an incident that occurred earlier that day. Shamsheer recorded that he along with his nephew Zahid Khan, withdrew Rs. 122,000 from a bank and while they were on their way home, they were intercepted by 2 boys on a motorcycle. The boys, on gun point, snatched the money from Shamsheer and made their escape good.

3. I have heard the learned counsel for the applicant and the learned APG as well as the complainant of the case.

4. Shamsheer Mohammad up front submitted that the applicant was not one of the persons who had robbed him and his nephew. He categorically stated that he has been telling the investigating officer and had also told the learned trial court that the applicant was not one of the

robbers. The investigating officer also acknowledges the complainant's stance. The complainant prima facie does not appear to be under any duress to make such a statement. After hearing the complainant, the learned APG, half-heartedly supported the impugned order.

5. In view of the above, the case against the applicant being one of further inquiry, was admitted to post arrest bail on 17.05.2023 and above are the reasons for the short order.

JUDGE