

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Crl. Bail Application No.S- 624 of 2023
(*Abdul Sattar Samejo v. The State*)

Mr. Abdul Ghani Kalhoro, Advocate for the applicant.
Mr. Mehrban Ali Pitafi, Associate of Mr. Nawab Ali Pitafi, Advocate for the complainant.
Mr. Aftab Ahmed Shar, Additional P.G for the State.

Date of Hearing & Order: **13-11-2023**

ORDER

MUHAMMAD IQBAL KALHORO, J.: Applicant already made as an accused in FIR No.139 of 2021, registered at P.S, Daharki under Sections 337F(v) PPC was not happy with the complainant party. Hence on 18.02.2023, he along with five co-accused, named in FIR, duly armed with pistols, iron rods and lathies waylaid complainant party near Allah Rakhio Shar Chowk within Daharki city. Then on instigation of co-accused Abdul Razaque, the applicant caused an iron rod blow on right arm of injured Muhammad Bux. Other accused also caused him iron rod blows. He sustained in all four injuries, three are minor and bailable, whereas fourth one attributed to co-accused is as Ghayr-jaifah Hashimah (337F(iv) PPC). The the injury attributed to applicant has been opined to fall under other hurts (337L(2) PPC), which is bailable.

2. Learned defence counsel has pleaded for bail on the ground that the injury attributed to applicant falls within section 337L(2) PPC, which is bailable; the Challan has been submitted and the applicant is no more required for further investigation.

3. His arguments have been countered by Associate of learned counsel for the complainant; whereas, learned APG has recorded no objection.

4. Accordingly, this bail application is **allowed** on the grounds, as above plus the fact that the case has been challaned and the applicant is no more required for further investigation. The injury attributed to him is of minor in nature. Therefore, applicant is admitted to post-arrest bail subject to his furnishing solvent surety in the sum of Rs.50,000/- (**Fifty Thousand**) with P.R bond in the like amount to the satisfaction of the 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

Ahmad