

**HIGH COURT OF SINDH CIRCUIT COURT
AT HYDERABAD**

Cr. Bail Application No.S-543 of 2023

[Khalique Dino versus The State]

DATE	ORDER WITH SIGNATURE OF JUDGE
Applicant	: Through Mr. Muhammad Iqbal Kassar advocate
State	: Through Mr. Shahid Ahmed Shaikh Add. P.G
Date of hearing	: 14.07.2023
Date of Decision	: 14.07.2023

ORDER

MOHAMMAD ABRUR RAHMAN, J. - This Application has been maintained by the Applicant under Section 497 of the Code of Criminal Procedure, 1898 seeking that the concession of bail may be granted to the Applicant in Crime No.15 of 2023 under Section 23(i) A of the Sindh Arms Act, 2013.

2. The facts on the basis of which this Application are maintained are that the Applicant was detained in respect of his involvement in Crime No.09 of 2023 that had been registered with PS Kaloi under Section 302, 324, 147, 148, 149 and 114 of the Pakistan Penal Code 1860. During the interrogation the Applicant he had disclosed the location of a firearm that had been used in Crime No.09 of 2023 and which was recovered from that location leading to the registration of this FIR.

3. The Applicant had earlier maintained Criminal Bail Application No.151 of 2023 before the 1st Additional Sessions Judge Tharkapar at Mithi which had been dismissed by that Court on 15 April 2023.

4. Counsel for the Applicant has stated that the Applicant and two other co-accused namely Ashraf and Abdul Aziz have been granted bail by this Court on 29 May 2023 in Criminal Bail Application No. S-411 of 2023, Criminal Bail Application No. S-383 of 2023 and Criminal Bail Application No.S-398 of 2023 each in Crime No.09 of 2023 which was the main case in which the Applicant had been implicated and as such Crime No.15 of 2023 being an offshoot of Crime No.09 of 2023, the concession of bail should be extended to him. He relied on the decision reported as **Din Muhammad Vs. The State**¹ and the decision reported as **Dost**

¹ 2017 YLR Note 54

Muhammad Vs. The State ² in which bail had been extended in similar circumstances.

5. The learned Additional Prosecutor General has accepted that bail was extended to the the Applicant in Crime No.09 of 2023 and that Crime No.15 of 2023 is an offshoot of that case.

6. I have heard both the Counsel for the Applicant as well as the Additional Prosecutor General and have perused the record.

7. As it has come on record that the Applicant has been granted bail in Crime No.09 of 2023 on the ground that there is case of further inquiry in that matter, it would logically follow that Crime No.15 of 2023 being an 'offshoot' of Crime No.09 of 2023 would also require a further enquiry.

8. As the applicant has been granted the concession of bail in Crime No.09 of 2023, I see no reason to continue to detain him in prison in Crime No.15 of 2023 and for which reasons I had granted this Application on 24 July 2023 and the foregoing are the reasons for that order.

JUDGE

Hyderabad 4 August 2023

Sajjad Ali Jessar

² 2017 P Cr.L.J Note 248