

IN THE HIGH COURT OF SINDH AT KARACHI

Crl. Bail Application No. 2380 of 2023

Applicant : Jawaid Ali
through Mr. Muhammad Nizar Tanoli, Advocate

Respondent : The State
Through Mr. Muhammad Iqbal Awan, Addl.P.G.

Date of short order : 15th November, 2023

Date of reasons : 16th November, 2023

ORDER

Omar Sial, J: Jawaid Ali has sought post-arrest bail in crime number 278 of 2023, registered under sections 430 and 34 P.P.C. and 39(3) of the KWSB Act, 2023. His earlier bail plea was dismissed on 17.10.2023 by the learned 5th Additional Sessions Judge, Karachi Central.

2. The F.I.R. mentioned above was registered on the complaint of Ather Ahmed on behalf of the KWSB on 28.09.2023. He reported that a KWSB team went to a house where an illegal hydrant was working. A man named Sohail, alias China, owned the house. The applicant, Jawaid, was ostensibly a labourer who was arrested.

3. Learned Additional Prosecutor General has confirmed that Sohail alias China, the house owner where the illegal hydrant was installed, has been granted bail. It escapes logic as to why Jawaid, a worker in the house, should also not be entitled to bail on grounds of consistency. KWSB's allegation is not that the hydrant was set up and being operated by Jawaid.

4. Above are the reasons for the short order dated 15.11.2023.

JUDGE