

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Crl. Bail Application No. S- 723 of 2023
(*Janan @ Jan Muhammad & others Vs. The State*)

For hearing of Bail Application

23-11-2023.

M/s Ghulam Murtaza Samejo and Syed Tanveer Abbas Shah
advocates for the applicants.

Syed Sardar Ali Shah, Additional PG for the State.

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IRSHAD ALI SHAH, J;-It is alleged that the applicants in furtherance of their common intention caused lathi blows to complainant Allah Bachayo, for that the present case was registered.

2. The applicants on having been refused pre-arrest bail by learned Additional Sessions Judge/MCTC, Ubauro have sought for the same from this Court by way of instant bail application under Section 498-A, Cr.P.C.

3. Heard arguments and perused record.

4. The FIR of the incident has been lodged with delay of about 14 days; such delay having not been explained plausibly could not be overlooked. The injuries sustained by the complainant are not falling with the prohibitory clause. The parties apparently were having grudge with each other over cattle trespass. The case has finally been challaned. The applicants have joined the trial and there is no allegation of misusing the concession of interim pre-arrest bail on their part. In these circumstances a case for grant of pre-arrest bail to the applicants on point of further inquiry and malafide is made out.

In view of above, the interim pre-arrest bail already granted to the applicants is confirmed on same terms and conditions.

Instant Bail Application is disposed of accordingly.

Judge

Nasim//PA