

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Cr. Bail Application No. 2205 of 2023

DATE	ORDER WITH SIGNATURE OF JUDGES
-------------	---------------------------------------

For hearing of bail application.

06-12-2023

Raja Rashid Ali, Advocate for applicant.
Mr. Muhammad Iqbal Awan, Addl.P.G. a/w SI Rashid of P.S. Soldier
Bazar.
Complainant present in person.

=====

OMAR SIAL, J.: Sohail has sought post-arrest bail in crime 267 of 2023, registered under sections 397 and 34 P.P.C. at the Soldier Bazaar police station. The learned 13th Additional Sessions Judge, Karachi East, dismissed his earlier bail plea on 05.09.2023.

2. Mohammad Ahsan was returning home on his motorcycle when two persons on a motorcycle robbed him of his valuables by showing him a pistol. He lodged the F.I.R. mentioned above later the same day, on 18.08.2023.

3. I have heard the learned counsel for the applicant and the learned Additional Prosecutor General. Mohammad Ahsan was also present and confirmed that no identification parade was held but that he had seen the applicant in custody and was unable to confirm whether he was the same person who robbed him or not. He did not seem scared or under pressure to make such a statement. In the event the mobile phone robbed from the complainant was recovered from the applicant, perhaps he could have been potentially exposed to an offence under section 411 or 412 P.P.C. This however was not done by the prosecution. The case of the applicant is one of further inquiry. He is, therefore, admitted to post-arrest bail subject to furnishing a solvent surety of Rs. 100,000 and a P.R. Bond to the satisfaction of the learned trial court.

JUDGE

