

ORDER SHEET
 IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
 CrI. Bail Application No.S-769 of 2023
 (Faiz Muhammad Phul Vs. The State)

For hearing of bail application.

ORDER.

11-12-2023.

Mr. Abdul Ghafoor Jisknai, advocate for the applicant.

Mr. Shafi Muhammad Mahar, Deputy P.G for the State.

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Irshad Ali Shah, J;- It is alleged that the applicant on having purchased Mst. Rukhsana was going to sale her to someone else for the purpose of prostitution, for that the present case was registered.

2. The applicant on having been refused post arrest bail by learned IVth Additional Sessions Judge/Gender Based Violence Court, Khairpur, has sought for the same from this Court by way of instant Bail Application u/s 497 Cr.P.C.

3. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the police; and he has nothing to do with the lady recovered in the present case and there is no independent witness to the incident; therefore the applicant is entitled to be released on bail on point of further inquiry.

4. Learned Deputy P.G for the State has opposed to release of the applicant on bail by contending that Mst. Rukhsana in her statement recorded u/s 164 Cr.P.C has fully implicated the applicant in commission of the incident and the offence alleged against him is affecting the society at large.

5. Heard arguments and perused the record.

6. The applicant is named in FIR with specific allegation that he confined Mst. Rukhsana a lady resident of Punjab illegality at his house, whom he was going to sell for purpose of prostitution to someone else. Whatever is stated in FIR takes support from 164 Cr.P.C statement of Mst. Rukhsana. In that situation it would be premature to say that the applicant being innocent has been involved in this case falsely by the police. Police indeed was having no reason to have involved the applicant in this case falsely. No doubt, there is no independent witness to this incident but for this reason, the police officials could not disbelieved by this Court at this stage. The offence alleged against the applicant is affecting the society at large. There appear reasonable grounds to believe that the applicant is guilty of the offence with which he is charged. No case for release of the applicant on bail on point of further inquiry is made out. Consequently, the instant Bail Application is dismissed with direction to learned trial Court to expedite the disposal of the case against the applicant preferably within three months after receipt of copy of this Order.

Judge