

Order Sheet
IN THE HIGH COURT OF SINDH,
BENCH AT SUKKUR

Crl. Bail Application No.S- 53 of 2023
Crl. Bail Application No.S- 54 of 2023

Date of hearing	Order with signature of Judge.
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Hearing of Case
For hearing of Bail Application

Mr. Muhammad Nawaz Qazi, Advocate along with applicants.
Mr. Aftab Ahmed Shar, Additional P.G for the State.

Date of Hearing: 17-07-2023
Date of Order: 17-07-2023

ORDER

Amjad Ali Bohio I. The allegations against the applicants/accused are that they fought with the police party on their arrival at the place of incident and due to exchange of fire shots, none from the either parties received any bullet or pellet injury except Lathi blow allegedly caused to the complainant. The police party headed by complainant P.C- Ghulam Fareed duly armed with weapons could not apprehend the culprits, but they have mentioned that they identified the culprits without giving any reference as to how they were identified at the time of occurrence.

2. Learned Additional P.G concedes for the confirmation of interim pre-arrest bail already granted to the applicants by this Court.

3. According to prosecution story, the policy party duly armed with ammunicions have chased the accused being found suspected and both the accused allegedly armed with pistols took out the same and have

also made straight fire shots but rather to sustain fire arm injuries on arrival of people, the applicant/accused Abdul Waheed caused lathi blow to the complainant and in spite of fire shots, not a single bullet hit private motorcycles of the police party available there. Such prosecution story does not appeal to a prudent mind that both the culprits have made their escape good. The complainant while lodging FIR also failed to give explanation as to how he identified the culprits as he failed to give any reference with regard to culprits already known to him. None from the villagers attracted on their cries has come forward to give evidence and thereby learned Additional P.G conceded for confirmation of interim pre-arrest bail already granted to the applicants by this Court. The reliance at this stage is placed upon the case of *Muhammad Raees v. The State* (2020 P.Cr.L.J Note 199).

4. In view of the above, the listed bail applications are allowed and the interim pre-arrest bail earlier granted to the applicants is confirmed on same terms and conditions. *Office to place a signed copy of this order in captioned connected matter.*

JUDGE

Ahmad