

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Cr. Bail Appln. No. S – 485 of 2023

DATE

ORDER WITH SIGNATURE OF JUDGE

Hearing of bail application

1. For orders on office objection at flag 'A'
2. For hearing of bail application

21.08.2023

Mr. Yar Khan Shambani, Advocate, for the Applicants

Mr. Shafi Muhammad Mahar, Deputy Prosecutor General for the State

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ORDER

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MUHAMMAD IQBAL KALHORO, J.- Applicant Rafiq is brother of complainant Eidan and applicant Imtiaz is his relative. Allegedly, there is dispute between two brothers over land and property. It is alleged that both the applicants on 27.05.2023 set hedge and bush-mat (*Trooh*) available on the land of complainant, on fire and on the same date applicant Imtiaz along with seven other co-accused named in FIR waylaid complainant when he was riding on a motorcycle along with Inayatullah and nephew Hub Ali near his village and caused them injuries with Iron rods. As per medical certificate, all the injuries sustained by the witnesses have been opined as bailable and that the punishment under Sections 435 and 436 PPC is less than seven days.

2. Learned counsel for applicant has pleaded for bail, and in above circumstances, this has not been opposed by learned DPG and he submits that they do not need the custody of the applicant as the case has been challaned.

3. In view of above plus when the enmity between the parties is admitted and the allegation against the applicants is yet to stand test of the trial, the applicants have been able to make out a case for bail. Accordingly, this bail application is allowed and the interim pre-arrest bail already granted to the applicants vide order dated 14.07.2023 is hereby confirmed on same terms and conditions.

Judge

ARBROHI