

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

Crl. Bail Application No.S- 420 of 2023

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

18-09-2023

Mr. Ubedullah Ghoto, Advocate along with applicant.
Mr. Shafi Muhammad Mahar, Deputy P.G for the State.
Mr. Mehrab Ali Gadani, Advocate files power on behalf of complainant.

ORDER

MUHAMMAD IQBAL KALHORO, I.- Applicant is husband of deceased, his wife, whom he murdered by causing sharp knife (Kat) injuries on account of a domestic dispute in presence of complainant/ a brother of deceased and other PW, related to the deceased. The case has been challaned and applicant is shown absconder, which means that he even failed to join the investigation.

2. Learned counsel for applicant submits that applicant has compromised with the legal heirs of the deceased, his own children, and he is entitled to bail. However, learned Deputy P.G has opposed the bail and submits that in this area, it is very common to kill women and enter into compromise with her children, who happen to be children of the accused in most cases. In some cases, the parties do not even come forward to register FIR against murder of a woman after declaring her Kari and police become complainant in such cases.

3. Be that as it may, there is sufficient evidence against applicant to have murdered his wife mercilessly, who has left nine children behind,

as reported by learned DPG. In the investigation, applicant failed to appear before the I.O and put forward his part of the story, which, *prima facie*, is an extra circumstance connecting the applicant with the alleged offence. In spite of claim of the compromise, no application has either been filed or shown to have been filed in the trial Court to justify extension of this relief to the applicant. No case of extraordinary concession of pre-arrest bail has been made out to the applicant in the circumstances. Accordingly, this bail application is **dismissed**.

4. At this juncture, learned DPG submits that applicant is shown absconder in the Challan and he had not joined the investigation, therefore, he may be taken into custody with directions to be produced before the trial Court for the purpose of trial. Request is accepted and the applicant is taken into custody and remanded to jail to be produced before the trial Court on the date of hearing.

5. The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

6. This bail application is disposed of accordingly.

JUDGE