

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No. 548 of 2024
(Shehzor Nasir @ Sheri v. The State)

Date Order with signature of Judge

For hearing of bail application

16.05.2024

M/s. Aamir Nawaz Waraich and Khaqan Babar, advocates for the applicant
Mr. Mumtaz Ali Shah, Assistant Prosecutor General for the State
Complainant Abdul Raheem in person

It is alleged that the applicant with rest of the culprits robbed complainant Abdul Raheem and P.W Farooq of their cell phones and other belongings, for which the present case was registered.

The applicant having been refused bail by learned Xth-Additional Sessions Judge, Karachi, South, has sought the same from this Court by way of instant bail application under Section 497 Cr.P.C.

Heard arguments and perused the record.

The FIR of the incident has been lodged with a delay of about 13 days, yet it does not contain the name and description of the applicant which appears to be surprising. The identification of the applicant by the complainant at the police station does not satisfy the requirement of the law. The recovery is alleged by the applicant to have been foisted upon him by the police by arranging the same from the local market. The case has finally been challaned and there is no likelihood of absconsion or tampering with the evidence on the part of the applicant. In these circumstances, a case for the release of the applicant on bail on point of further inquiry is made out.

Under the given circumstances, the applicant is admitted to bail subject to his furnishing surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R bond in the like amount to the satisfaction of the learned trial Court.

Instant bail application is disposed of accordingly.

J U D G E