

**HIGH COURT OF SINDH, CIRCUIT COURT AT
HYDERABAD**

Cr. Bail Application No.S-573 of 2024
[Wali Muhammad vs. The State]

DATE	ORDER WITH SIGNATURE OF JUDGE
Applicant	: Through Mr. Mumtaz Alam Leghari advocate
Complainant	: None present
The State	: Through Ms. Sana Memon Assistant P.G
Date of hearing	: 02.08.2024
Date of Decision	: 02.08.2024

ORDER

ZULFIQAR ALI SANGI J:- Applicant Wali Muhammad seeks post-arrest bail in Crime No.03 of 2024 registered at P.S Lundo in District Sanghar under Sections 302, 201 and 34 PPC. He had applied for post-arrest bail before the learned trial Court, however same was declined vide Order dated 21.05.2023.

2. On 12.07.2024 complainant appeared and sought time to engage his counsel, however, on last date of hearing viz: 19.07.2024 neither complainant was present nor any representation on his behalf and today position is the same. Under these circumstances I have heard the learned counsel for the applicant as well as learned Assistant P.G and have also perused the material available on record.

3. It appears that applicant is not nominated in FIR, but he was implicated later on by the complainant through further Statement recorded under Section 162 Cr.P.C on 25.01.2024. From perusal of said Statement

reveals that neither complainant has disclosed the source of information in respect of involvement of applicant in the present case nor any role has been assigned to him. It also not clear from the contents of the Statement that who had seen the accused persons while committing the murder of deceased Zahid Ali and where the incident of murder took place.

4. Learned Assistant P.G after going through the FIR as well as further Statement has conceded grant of bail to present applicant/accused.

5. In view of above position of the case, applicant/accused has successfully made out a case for further inquiry. Accordingly instant bail application is allowed and in result whereof applicant/accused is admitted to post-arrest bail in the present crime, however, subject to furnishing solvent surety in the sum of Rs.1,00,000/- (Rupees One Hundred Thousand Only) and a P.R Bond in the like amount to the satisfaction of learned trial Court.

6. The observations made hereinabove are tentative in nature and the learned trial Court shall not be influenced by this Order in any manner whatsoever, while deciding the case on merit.

Instant bail application is disposed of in the terms as stated above.

JUDGE

Sajjad Ali Jessar