DATE	ORDER WITH SIGNATURE OF JUDGE(S)

For hearing of main case.

<u>21.03.2022.</u>

Mr. Wajid Ali Khaskheli, Advocate for applicant alongwith applicant.

Ms. Rameshan Oad, Assistant P.G.

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Through this bail application, applicant Adam Khan seeks pre-arrest bail Crime No.04 of 2022 registered at P.S. Johi District Dadu, under Sections 381-A, 215 PPC.

Brief facts of the case are that on 15.01.2022 complainant went to his agricultural lands alongwith harries and after flowing irrigated water from boring machines to his lands came back to the house. On next day i.e. 16.01.2022 in morning time, they went to the agricultural lands and found three phase motors missing from boring machine. After search, complainant came to know that accused Adam Khan and his brother Abdul Majeed have committed theft of said motors. He compromised with the accused to return said motors for bang of Rs.10,000/- which he paid to accused in presence of haries Abdul Rasheed and Qalandar Bux, but the accused after receiving such amount kept him on false hopes. Hence, present FIR was lodged by complainant.

Learned Counsel submits that applicant is innocent and has been falsely implicated in the present crime; that FIR is delayed for about seven days and no plausible explanation has been furnished; that applicant has been implicated due to enmity on land issues. Learned Counsel lastly prayed that interim pre-arrest bail already granted to the applicant may be confirmed.

Heard learned Counsel for the parties and perused the record. Admittedly, offence as alleged is theft of motors of boring machines from the lands of complainant. However, that offence is not witnessed by any person as well same is not corroborated by circumstantial evidence, hence, interim pre-arrest bail is hereby confirmed on same terms and conditions.

JUDGE

Shahid

Disposed CMs [illegible]. u/A.

① - Fair order in M.A. 3520/23.

② - Rec order in M.A. 2281/23.

(R O Supt)

(Accused [illegible] is [illegible])