

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.

Cr. Bail Applications No. S-70, 71, 72 & 74 of 2017.

Date	Order with signature of Hon'ble Judge
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Hearing of bail application.

20.11.2017.

Mr. Ashfaq Hussain Abro, advocate for the applicants namely Abdul Lateef, Aijaz Ahmed and Mohammad Sajjad in Cr. Bail Applns. No.S-70, 71 & 72 of 2017.

Mr. Inayatullah G. Morio and Ms.Shazia Surahio, advocates for the applicant Dr.Safiullah Abbasi in Cr. Bail Appln. No.S-74 of 2017.

Mr. Khadim Hussain Khoonharo, D.P.G a/w I.O.

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Through all the aforementioned four criminal bail applications, the applicants have sought pre arrest bail in Crime No.01/2016 registered U/S 409, 468, 477-A PPC r/w Section 5(2) Act-II of 1947 of P.S ACE Larkana. Their earlier bail application for grant of pre arrest bail application No.7 of 2016 was heard and dismissed by the Special Judge, Anti-corruption (Provincial) Larkana vide order dated 22.01.2016. The appellants were granted ad interim bail by this Court vide order dated 01.02.2016 and 02.02.2016, now they seek confirmation of interim bail.

It has been stated by the learned counsel for the applicants that out of total five witnesses, the prosecution has examined four witnesses before the trial Court and there remains only evidence of investigating officer which need to be recorded and therefore, they seek confirmation of bail of the applicants on the ground that since the trial is at the verge of completion and the applicants have not misused the concession of interim bail granted by

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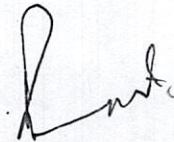
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this Court and are making their appearance before the trial Court regularly.

Learned A.P.G however, opposed the confirmation of bail to applicants on the ground that sufficient material is available against the applicants to connect them with the alleged offence therefore, they are not entitled for the concession of bail.

There is no denial to the fact that after obtaining pre arrest bail, the applicants are attending the trial regularly and the trial Court has examined as many as four prosecution witnesses out of five cited in the challan. At this stage when the trial before the learned trial Court is at the stage of finalization, any observation if recorded in these bail applications by this Court, may prejudice the case of either party before the trial Court.

Accordingly, interim bail granted to applicants in above all four bail applications, vide orders dated 01.02.2016 and 02.02.2016, is hereby confirmed on the same terms and conditions of the aforementioned four criminal bail applications stand disposed of.


JUDGE



