

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. B.A No.D-304 of 2013

1. For orders on MA-1983/2013
2. For orders on MA-1984/2013
3. For Katcha Peshi

13.6.2013

Mr. Shamsuddin N. Kobhar along with applicants.

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1. Granted.
2. Granted subject to all just exceptions.
3. Applicants/accused Maroof s/o Mohammad Ali, Abdul Karim s/o Mohammad Murad, Allahyar Khan s/o Wahid Bakhsh and Arbelo s/o Mohammad Nawaz seek protective bail in crime No.94/2000 registered against the accused at PS, Mirpur Mathelo, under Sections 302, 324, 147, 148, 109 and 440 PPC. Case is pending trial in the Court of learned 2nd Additional Sessions Judge/STA, Ghotki.

It is contended that applicants/accused have been shown as absconders and trial Court has issued NBWs against them. It is further contended that applicants/accused had no knowledge regarding registration of case and submission of challan against them. It is submitted that applicants/accused are prepared to surrender before the trial Court but apprehend their arrest as NBWs have been issued against them by the trial Court. It is further submitted that protective bail has already been granted to co-accused Rustam Ali, by this Court.

Without touching merits of the case, protective bail is granted to the applicants/accused for a period of five days, subject to their furnishing solvent surety in the sum of Rs.1,00,000/- (one lac) each and P.R. bond in the like amount to the satisfaction of the Additional Registrar of this Court. Operation of the NBWs for the period of five days shall stand suspended. Applicants/accused shall surrender before the trial Court in the aforesaid period. This order shall cease to have any effect after expiry of five days or when the applicants surrender before the trial court, whichever is earlier. In

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case applicants/accused will not appear before the trial Court, bail bonds shall stand forfeited.

Cr. Bail application is disposed of accordingly.

JUDGE

JUDGE

N.M.