

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. B.A No.D-427 of 2017

1. For orders on MA-4518/2017
2. For orders on MA-4519/2017
3. For Katcha Peshi

18.07.2017

Mr. Ghulam Murtaza Channa Advocate along with applicant.

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Applicant Nazeer Ahmed s/o Rasool Bux seeks protective bail in crime No. 124/2014 registered at P.S. Ranipur for offences under sections 395, 337-H (2), 427 PPC & 7 ATA, 1997.

It is, inter alia, contended that the applicant/accused is prepared to surrender before the trial Court but apprehends his arrest as NBWs have been issued against him. Serious mala fides on the part of complainant and police have been alleged.

Without touching merits of the case, protective bail is granted to the applicant/accused for a period of four days, subject to his furnishing solvent surety in the sum of Rs.15,000/- (fifteen thousand) and P.R bond in the like amount to the satisfaction of the Additional Registrar of this Court. The operation of NBWs issued against applicant/accused for the period of four days is suspended. The applicant/accused shall surrender before the trial Court in the aforesaid period. This order shall cease to have effect after expiry of aforesaid period or the date when the applicant surrenders before the trial court, whichever occurs earlier. In case the applicant/accused fails to surrender before the trial Court, his bail bond shall stand automatically forfeited.

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Before parting with this order, it is observed that in this case 45 persons have been nominated as accused, apparently, this case is not triable under the provisions of Anti-Terrorism Act, 1997. Trial Court shall decide the issue of jurisdiction before proceeding further with the trial of the case in accordance with law.

Cr. Bail application stands disposed of along with the listed applications.

JUDGE

JUDGE

N.M.