

ORDER SHEET.

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

Cr. Bail Appln. No. S- 254 of 2015.

Date	Order with signature of hon'ble Judge.
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1. For orders on office objections as flag A.
2. For Hearing.

08.09.2015.

Mr. Nisar Ahmed G. Abro, advocate alongwith the applicants.

Mr. Shahzad Saleem, A.P.G.

Mr. Abdul Qadir Abro, advocate alongwith complainant.

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Applicants named above were admitted to interim pre-arrest bail vide order dated 15.06.2015 and today same is fixed for confirmation or otherwise.

2. Concisely, facts are that on account of dispute over measurement of plot;, the applicants alongwith 02 unidentified accused arrived at venue of incident duly armed with TT pistols, iron rod & lathis, on instigation of accused Punal, accused Amjad caused pistol shot injury to PW Nazir Ahmed, while accused Deedar caused iron rod blow to Sadoro, accused Mumtaz caused Lathi blow to the complainant, accused Soobo caused lathi blow to PW Rano, accused Wajid made aerial firing in order to create harassment. The complainant raised cries; accused fled away.

3. Perusal of record reflects names of applicants with specific role of making fires and causing injuries to the



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complainant party. Such ocular version is also supported by the medical and circumstantial evidence.

4. With regard to delay in lodgment of F.I.R (one day) it is pertinent to mention that such delay is fully explained and delay per se is no ground to extend relief of bail. Besides, earlier to the case in hands, on instigation of accused Punhal, accused Amjad fired from his respective TT pistol upon one Gulzar Ahmed which hit him and such case bearing crime no. 74/2015 u/s 324, 337, H(2), 114, 148, 149 PPC A section Thul is registered against them meaning thereby, accused have repeated the offence. Accordingly they have failed to make out their case for bail. It is settled principle of law that while declining bail application, tentative assessment is to be made and deeper appreciation is not permissible.

5. Thus, prima facie applicants have failed to make out case for bail. Accordingly, bail application stands dismissed and interim order recalled.

These are reasons of my short order dated 08.09.2015.


JUDGE