

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. Bail Appl. No.2670 of 2024

Date	Order with signature of the Judge
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16.01.2025

Mr. Abdul Rauf, advocate for applicant.
Mr. Abrar Ali Khichi Addl. P.G.

ORDER

MUHAMMAD IQBAL KALHORO J: Applicant Muhammad Ahmed @ Lucky @ Bhai is seeking post arrest bail in Crime No.334/2021 U/s 395, 34 PPC of P.S. Samanabad, Karachi.

2. As per FIR, on 08.06.2021 in the house of parents of complainant situated in F.B. Area, Karachi, five unknown dacoits entered and committed dacoity of hard cash of different countries and gold ornaments. The FIR was registered on the same day against unknown accused. Applicant was arrested on 27.06.2024 in FIR No.150/2024 U/s 353, 324, 427 PPC and on the basis of statements of co-accused Raza Ahmed and Malik Taimoor, who were accordingly identified by the eyewitnesses before the Magistrate, applicant was named as accused in the present case alongwith co-accused Shahzad Ali @ Shezi. Accused Shahzad Ali @ Shezi has since been granted bail by the trial court.

3. Learned defence counsel has pleaded for same relief citing similar role having been assigned to the applicant. His arguments have been opposed by learned Addl.P.G.

4. Applicant has been arrayed in the case on the basis of statements of co-accused; except that prima facie there is no evidence against him. He was not even subjected to identification parade like other accused. Co-accused Shahzad Ali @ Shezi who too was arrayed in the case on the basis of statement of co-accused, has been granted bail by the trial court, hence rule of consistency is applicable besides the fact that case against the applicant requires further inquiry.

5. Accordingly, this application is allowed and applicant is granted bail subject to furnishing a solvent surety in the sum of Rs.100,000/- and P.R bond in the like amount to the satisfaction of the trial court.

The bail application is disposed of.

JUDGE