

## IN THE HIGH COURT OF SINDH AT KARACHI

### Criminal Bail Application No.2972 of 2024

Applicant : Ayaz Khan S/o Akram Khan  
through Mr. Tanveer Ali Abbasi, Advocate

Respondent : The State:  
through Ms. Rubina Qadir, Addl. P.G. a/w PI  
Rao Akhtar & SIP Abdul Razzak

Date of hearing : 11.03.2025

Date of order : 11.03.2025

### **ORDER**

**AMJAD ALI SAHITO, J** -- Through this Bail Application, applicant/accused seeks post-arrest bail in Crime No.16/2019 for the offence under Section 302/34 PPC of PS Sahil, after his bail plea has been declined by the Addl. Sessions Judge-III, Karachi South vide order dated 06.12.2024.

2. The details and particulars of the FIR are already available in the bail application and FIR, same could be gathered from the copy of FIR attached with such application, hence, needs not to reproduce the same hereunder.

3. Per learned counsel for the applicant, the applicant is innocent and has falsely been implicated; that this is an unseen and unwitnessed incident and on the basis of suspicious, the present applicant was booked in this case; that there is no evidence against the applicant which connects him with the commission of alleged offence; that in fact, the applicant was granted bail by the trial Court but due to his absence, the bail was recalled and subsequently, he was arrested; that the applicant is in jail for last six months and he is no more required for further investigation. Lastly, he prays for grant of bail.

4. On the other hand, learned Addl. P.G. has opposed for grant of bail. However, I.O. present in Court confirms the contentions so raised by learned counsel for the applicant.

5. Heard the parties and perused the material available on record.

6. Since the applicant was granted bail by the trial Court but he was called absent one or the other occasion; as such, his bail order was recalled and his NBWs were issued and subsequently, he was arrested. The applicant is in jail for last six months and served out sufficient time. Accordingly, the instant bail application is **allowed**. The applicant/accused named above is granted post-arrest bail subject to furnishing solvent surety in the sum of Rs.50,000/- and P.R. bonds in the like amount to the satisfaction of learned trial Court.

7. Needless to mention here that the observations made hereinabove are tentative in nature and would not influence the learned trial Court while deciding the case of the applicant/accused on merits.

JUDGE

Kamran/PA