

## **IN THE HIGH COURT OF SINDH AT KARACHI**

### **Criminal Misc. Application No.102 of 2025**

Applicant : Muhammad Akram  
through Masood Ahmed Junejo,  
Advocate

Respondent : The State  
Through Mr. Sardar Ali Solangi,  
Deputy Prosecutor General, Sindh a/w  
SIP/I.O Amir Ali Memon of PS Sachal.

Date of hearing : 12.03.2025

Date of order : 12.03.2025

### **ORDER**

**AMJAD ALI SAHITO, J** -- Through this Criminal Misc. Application, the applicant has impugned the orders dated 13.01.2025 passed by learned IVth Additional Sessions Judge, Karachi-Malir wherein the applicant Muhammad Akram filed application under Section 516-A Cr.P.C for release of the vehicle bearing registration No.TAE-993, Maker's Hino Truck. After hearing the parties, the same was dismissed. Being aggrieved the applicant has filed this Crl. Misc. Application.

Notices were issued and in pursuance of the notice. I.O of the case is present and states that at the time of the incident the driver of the vehicle escaped away from the place of incident; however, the applicant being owner of the vehicle was charged in this case and he has obtained pre-arrest bail.

From the perusal of record it reflects that the trial court has opined that the neither the applicant is registered owner of the subject vehicle nor he is last possessor. However, I.O of the case present in court states that the applicant is the owner of the subject vehicle; hence he was booked in this case being owner of the vehicle. Since, the I.O has admitted that the applicant is the owner of the subject vehicle; however it will be seen when evidence will be recorded about legality of

the documents and at this stage the vehicle cannot be detained at police station for further damage.

Learned Deputy Prosecutor General supports the impugned order and raised his objection for allowing the instant application.

In view of the above, the impugned order is set-aside. The instant Application is **allowed**. The applicant is directed to furnish a solvent surety in the sum of Rs.300,000/- (Rupees Three Lac Only) with P.R. bond to the satisfaction of the learned trial Court. Once the surety is submitted, the trial court is directed to issue the releasing order of the vehicle. The applicant is directed to produce the vehicle on each and every date of hearing when evidence is to be recorded.

The instant Criminal Misc. Application is disposed of alongwith pending application(s).

JUDGE

Hyder/PA