

ORDER SHEET

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

1st Cr. Bail Appln. No.S- 671 of 2024.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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- 1.For orders on office objection as flag A.
- 2.For hearing of bail Application.

07.5.2025.

None present for the applicant.

Mr. Aitbar Ali Bullo, D.P.G.

O R D E R.

AMJAD ALI SAHITO-J.:- Through this bail application, applicant Allah Dino is seeking post arrest bail in Crime No.12 of 2024 of P.S Jehan Wah District Shikarpur under Sections 302, 311, 120-B, 34 PPC, after dismissal of his bail plea by learned Trial Court vide impugned order dated 07.10.2024.

Details and particulars of the FIR are already available in the memo of instant application, same can also be gathered from the copy of FIR attached with the application, hence need not to reproduce the same hereunder.

None present for the applicant. No intimation is received.

I have perused the record which reflects that HC Muhammad Qasim Khan lodged FIR on behalf of state in murder of deceased Mst.Farzana stating therein that police party headed by him while on patrolling received information that at village Shah Pasand, accused Bashan, Allah Dino, Mohammad Sallah, Sultan and Ali Gul in collusion with each other falsely declared kari to Mst.Farzana and in the tent of Sultan Mugheri Mst.Farzana was killed by her brother brother Yaseen by causing straight fire from his pistol and sent her dead body to RBUHT Hospital Shikarpur. On such information, police party reached at RBUHT Hospital Shikarpur and examined dead body of Mst.Farzana on identification of her mother Mst.Heer who appeared scared and could not give any statement. Complainant party after keep dead body in hospital for postmortem, inspect place of occurrence in village Shah Pasand where no male member was present. Subsequently FIR was lodged on behalf of the State.

Learned D.P.G opposed the grant of bail and supported impugned order.

Apparently the FIR was lodged on behalf of the state after no body from deceased came up. The accused/applicant has been nominated in the FIR with specific role that he alongwith other accused levelled false allegation of karap/karo-kari against deceased Mst.Farzana which resulted into her murder. Prosecution witnesses have fully supported the version of complainant. No enmity or ill will of police with accused has been pointed out. Applicant is involved in a heinous offence in which an innocent lady was killed which is crime against society. The offence fall within prohibitory clause of section 497 Cr.P.C. On my tentative view, there appears sufficient material available on record to connect the applicant with the commission of offence. Resultantly instant bail application is dismissed. However, learned trial Court is directed to expedite the matter and conclude the same preferably within 60 days.

Needless to say, observations made herein above are tentative in nature and would not prejudice the case of either side while deciding fate of the case by trial Court.

JUDGE

Shabir/P.S