

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**  
**Cr. Bail Appl. No.1678 of 2021.**

Date	Order with signature of Judges
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For hearing of Bail Application.

**12.09.2024.**

Mr. Mobashir Ahmed Mirza, Advocate for the Applicant.  
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General.

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**Mohammad Karim Khan Agha, J:-** Applicant Muhammad Shahzad was booked in FIR No.174/2024 under Section 411/34 PPC registered at PS PIB Colony, Karachi. He applied for pre-arrest bail before Court of IVth Additional Sessions Judge (East) Karachi which was declined vide order dated 25.07.2024. Hence the applicant approached this Court for pre arrest bail.

2. Brief facts of the case as per FIR are that on 27.04.2024 a police party raided a good down where 05 persons including the applicant were arrested on the basis that they had stolen goods in their good down. Hence the aforesaid FIR was lodged against the applicant and other co-accused.

3. I have heard learned counsel for the applicant and learned Addl. Prosecutor General Sindh.

4. The maximum sentence available for the offence under which the applicant has been charged is 03 years imprisonment and the general rule is that bail should be granted in such like cases unless exceptional circumstances exist. There is no exceptional circumstance existing in this case in order to decline the bail. It is noted that the all the stolen items which were found in the good down were recovered safely and cannot be tampered with. However, it is not clear whether that these items were actually stolen and from where and from whom which makes this a case of further inquiry. The challan has already been submitted as such the applicant is no longer required for further investigation.

5. Based on the above discussion, I hereby confirm the ad-interim pre-arrest bail granted to the applicant **Salamat M. Khokhar s/o Roshan Khokhar** by this Court earlier on the same terms and conditions.

6. Copy of this order shall be sent to 21<sup>st</sup> Judicial Magistrate (East) Karachi who shall decide the case on merits expeditiously.

7. The instant criminal bail application stands disposed of in the above terms.

**JUDGE**

**MAK/PS**