

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**  
**Crl. Bail Application No.2041 of 2024.**

Date	Order with signature of Judges
------	--------------------------------

For hearing of Bail Application.

**07.11.2024.**  
Mr. Hameedullah Khan, Advocate for the Applicant.  
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General.

-----

**Mohammad Karim Khan Agha, J:-** Applicant Samiullah was booked in FIR No.389/2024 under Section 302/34 PPC registered at PS Ittehad Town, Karachi. He applied for post bail before the Court of XIth Additional Sessions Judge (West) Karachi which was declined vide order dated 19.08.2024. Hence the applicant approached this Court for post arrest bail.

2. Brief facts of the case as per FIR are that on 29.06.2024 at about 08:30 a.m. the complainant was informed that his brother Abdul Hameed had been murdered by some unknown persons with a knife and that his body shifted to Civil Hospital. The complainant went to the Civil Hospital where he found dead body of his brother who had been murdered by some unknown persons. Hence the aforesaid FIR was lodged against unknown persons.

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

4. Admittedly this is a serious nature case one of murder. However, there is no eye witness to the incident and the applicant has been implicated on the basis of CDR record which shows that he was the last persons who called the deceased at the relevant time. The topi (cap) and knife were also found at the crime scene. However, the complainant Abdul Majeed, present in Court, has no objection if bail is granted to the applicant. Even otherwise the applicant has been in jail for three months and the charge has not yet been framed as such I find this case to be the case of further inquiry.

5. Based on the above discussion and in particular no objection given by the complainant Abdul Majeed the applicant **Samiullah s/o Syed Yahya** is admitted to post arrest bail subject to furnishing his solvent surety in the sum of Rs.2,00,000/- (Rupees Two Lac) and PR Bond in the like amount to the satisfaction of the Nazir of the concerned trial Court.

6. It is made clear that this order is only after a tentative assessment of the evidence available on record and would have no bearing on the trial of the applicant which shall be decided by the concerned trial Court expeditiously and no adjournment shall be allowed on any flimsy ground. Copy of this order shall be sent to Additional Sessions Judge-XI (West) Karachi for compliance.

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

**JUDGE**

**MAK/PS**