

**ORDER SHEET**  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
**Criminal Bail Application No. S-457 of 2025**

**Applicant** : Waseem @ Wasoo @ Waseem Ahmed son of  
Mohammad Hayat @ Hayat Kehar, through  
Mr. Shahbaz Ali Brohi, Advocate

**Complainant** : Zahoor Ahmed, through Mr. Atta Hussain  
Qadri, Advocate

**Respondent** : The State  
Through Mr. Ali Anwar Kandhro, Addl.  
Prosecutor General, Sindh along with SIP  
Qaimuddin

**Date of Hearing** : 27.10.2025

**Date of Order** : 27.10.2025

**ORDER**

AMJAD ALI SAHITO, I-- Through this Bail Application, the applicant/accused Waseem @ Wasoo @ Waseem Ahmed seeks pre-arrest bail in Crime No.33 of 2025 registered with Police Station Sultan Kot, for the offence under Section 337-A(i), F(i), 506/2, 148, 149, 114 & 504 PPC, after his bail plea has been declined by the learned 5<sup>th</sup> Addl. Sessions Judge, Shikarpur, vide order dated 06.08.2025.

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 in this case; that the FIR is delayed for about six days for which no plausible explanation has been furnished; that all the sections in FIR are bailable except section 506/2 PPC, which does not come within the prohibitory clause; that the medical evidence is belied by the ocular evidence as such according to medical certificate the injured complainant Zahoor Ahmed has received injury of hard and blunt substance. Lastly, he prays for confirmation of bail.

4. On the other hand, learned counsel for the complainant opposes the bail application and submits applicant/accused is nominated in the FIR. Lastly he prayed for dismissal of the bail application. Learned Addl. P.G, Sindh also opposes the bail application.

5. Heard arguments and perused the record.

6. From perusal of record, it reflects that name of the applicant appeared in the FIR but injury attributed to the injured complainant as he had caused hatchet blow to the head of injured Zahoor Ahmed and as per medical certificate the injury has been declared by the MLO to be punishable under Section 337-A(i) PPC and no fracture was found on the head of the injured. The punishment provided by the law is only five years, hence, does not fall within the ambit of prohibitory clause of section 497 Cr.P.C., whereas, grant of pre-arrest bail is exceptional. No exception has been pleaded by the learned counsel for the complainant as well as learned Addl. P.G, Sindh to refuse the bail to the applicant. Furthermore, from the face of FIR, there is an enmity appeared between the parties and at this stage, false implication cannot be ruled out.

7. In view of the above, learned counsel for the applicant/ has made out a case for grant of bail in terms of subsection 2 of Section 497 Cr.P.C. Resultantly, the instant bail application is **allowed** and the interim pre-arrest bail granted by this Court to the applicant/accused vide order dated 18.08.2025 is hereby **confirmed** on same terms and conditions.

8. 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 on merits.

**JUDGE**

Zulfiqar