

IN THE HIGH COURT OF SINDH CIRCUIT COURT LARKANA

1st Criminal Bail Application No. D-125 of 2025
1st Criminal Bail Application No. D-129 of 2025

Before:

*Mr. Justice Adnan Iqbal Chaudhry;
Mr. Justice Abdul Hamid Bhurgri.*

Applicants : Gul Hassan, Khair Bux, Ali Hassan, Zubair Ahmed and Wajid Ali, through Mr. Asif Ali Abdul Razak Soomro, Advocate.
Ali Bux and Illahi Bux, through Mr. Zafar Ali Malghani, Advocate.

The State : Through Mr. Nazir Ahmed Bhangwar, D.P.G for State.

Date of Hearing : 19.02.2026
Date of Order : 19.02.2026.

O R D E R

Abdul Hamid Bhurgri J.:- This single order shall dispose of aforesaid two post arrest bail applications arising out of one and same crime.

2. Applicants Gul Hassan, Khair Bux, Ali Hassan, Zubair Ahmed, Wajid Ali, Ali Bux and Illahi Bux seek post-arrest bail in Crime No.51 of 2025 registered at Police Station Airport, District Jacobabad, for offences punishable under Sections 324, 353, 147, 148, 504, P.P.C. read with Sections 6 and 7 of the Anti-Terrorism Act, 1997, after dismissal of their bail applications by the learned Special Judge, Anti-Terrorism Court, Shikarpur, Camp at Jacobabad, vide orders dated 13.11.2025 respectively.

3. As per the prosecution case, on 04.08.2025 at about 1430 hours, the applicants along with co-accused allegedly came to the Police Station and engaged in a quarrel. It is alleged that during the course of such altercation, when the police party intervened and attempted to arrest them, co-accused namely Ameen and Zahid Ali inflicted brick blows upon the complainant DPC Muhammad Hassan,

causing injuries to his face, and thereafter escaped from the scene while hurling abuses.

4. Heard learned counsel for the applicants and the learned State counsel and perused the available record. Tentatively, it appears that the allegations against the present applicants are general in nature and no specific role of causing injury has been attributed to them. The specific allegation of causing injuries to the complainant is attributed to co-accused Ameen and Zahid Ali. Furthermore, admittedly none of the present applicants was arrested at the spot despite the alleged occurrence having taken place at the Police Station, which *prima facie* creates doubt regarding their active participation in the commission of the alleged offence. The question as to their involvement and culpability requires deeper appreciation of evidence, which can only be undertaken during the course of trial. At this stage, their case falls within the ambit of further inquiry as contemplated under Section 497(2), Cr.P.C.

5. In these circumstances, both bail applications are allowed. The applicants are admitted to post-arrest bail subject to their furnishing solvent sureties in the sum of Rs.50,000/- (Rupees Fifty Thousand only) each and personal recognizance bond in the like amount to the satisfaction of the learned trial Court.

6. These observations are tentative in nature and shall not influence the learned trial Court while deciding the case on merits.

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