

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Criminal Bail Application No.S-1395 of 2025  
(Wali Khan v. The State and another)

DATE

ORDER WITH SIGNATURE OF JUDGE

1. For orders on office objection
2. For hearing of main case

**13.04.2026**

Mr. Sajjad Ali Gopang, Advocate along with applicant on interim pre-arrest bail.  
Mr. Mushtaque Ahmed Rind, Advocate along with complainant  
Ms. Sana Memon, Assistant Prosecutor General

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Crime No.23 of 2025  
P.S. Pat Gul Muhammad  
u/s 324, 114, 147, 148, 149, 506,  
504 PPC.

**ORDER**

**Adnan Iqbal Chaudhry, J.** - The Applicant prays for pre-arrest bail in the aforesaid crime after the same has been denied by the Sessions Judge Dadu by order dated 12.11.2025.

2. Heard learned counsel and perused the record.

3. The FIR made by the Informant (Sohrab Leghari) on 30.10.2025 was that he and the Applicant (Wali Khan Leghari) were embroiled in a land dispute; that on 27.10.2025, when the Informant, his brother and cousin were on their way to attend to a boring machine on their land, they came across the Applicant and the four co-accused persons, all of them armed, the Applicant with a pistol; that the co-accused Muhammad Leghari became belligerent while shouting that the Informant had been warned not to come near their land; that upon his instigation, the Applicant fired upon the Informant with his pistol with the intent to commit his murder, however, the bullet hit the Informant on his left thigh. The Applicant was therefore identified by the Informant/injured and was assigned a specific role in the FIR.

4. The first submission of learned counsel for the Applicant is that the FIR was lodged after a delay of two days. However, the delay has been explained in the FIR itself viz. that after taking the letter from the P.S. for treatment of injury, the Applicant

was taken to the taluka hospital at Johi for first aid, and thereafter to the LMC Hospital at Hyderabad for further treatment.

5. Learned counsel for the Applicant then submits that the injury suffered by the Informant was classified under section 337-F(iii) PPC, which carries a maximum imprisonment for three years, thus not falling within the prohibitory clause of section 497 Cr.P.C. Nevertheless, the offence punishable under said provision is still non-bailable. Apart from that, the Applicant is booked primarily for attempt to commit *qatl-i-amd*, punishable under section 324 PPC, which falls within the prohibitory clause of section 497 Cr.P.C.

6. On being asked to demonstrate *malafides* of the Informant, learned counsel for the Applicant submits that the Informant is getting back at the Applicant for conviction in Case No. 185/2020. However, the judgment of that case does not reflect the Applicant or the co-accused persons as parties thereto.

7. For the foregoing reasons, the Applicant Wali Khan Leghari does not make out a case for pre-arrest bail. The application is therefore dismissed.

Needless to state that observations herein are tentative, and shall not be construed to prejudice the case of either side at trial.

JUDGE

Ali Haider