

HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. Bail Application No.S-377 of 2026

[Ali Akbar vs. The State]

Applicant by : Mr. Imtiaz Ali Ansari advocate
State by : Mr. Altaf Hussain Khokhar D.P.G a/w
complainant SIP Harkho
Date of Hearing : **11.05.2026**
Date of Decision : **11.05.2026**

ORDER

SYED FIAZ-UL-HASSAN SHAH, J:- Applicant has been booked in Crime No.88 of 2025 registered under Section 302, 311, 109 and 34 PPC at P.S Kario Ghanwar by the SIP Harkho for the commission of homicide murder of his real daughter Mst. Fahmida purportedly as honour killing.

2. Learned counsel for the applicant contends that firstly it is two version case, one was registered by the State itself and the other presented by the applicant side, which was not appreciated by the police and ultimately an application under Section 22-A & B Cr.P.C was filed before learned Justice of Peace/Sessions Court and in view of the directions issued in that application, the police recorded the counter version wherein name of Abdul Rasool was highlighted by the applicant side. He further contends that co-accused Adam Abro and Mukhtiarkar, who are grandfather and uncle respectively of the deceased victim, have already been granted bail by the trial Court, while accused Haleema, who is mother of the deceased, has been granted bail by this Court vide Order dated 04.03.2026 passed in Cr. Bail Application No.S-122 of 2026; whereas the name of Alam, who is also uncle of the deceased, was placed in column No.2 of the challan by the Investigation Officer,

therefore, according to rule of consistency the applicant/accused may be enlarged on bail.

3. On the other hand learned Deputy Prosecutor General, assisted by the complainant, states that applicant is real father of the deceased and in fact he has committed murder of his real daughter purportedly as honour killing and is nominated in FIR with specific role. He further submits that present accused voluntarily produced the crime weapon to police. He differentiated the case of present accused from the case of accused Haleema and states that her name is not mentioned in FIR but she was nominated on the statement of present applicant/accused, therefore, her case is quite different.

4. Heard learned counsel for the parties and perused the material available on record.

5. It is admitted position that deceased Fahmida was murdered inside the house of present applicant/accused, who is her real father. It is also fact of the matter that crime weapon was recovered from the exclusive possession of the applicant/accused. Therefore, I do not find any merit in the contention of the applicant's counsel that the case of present applicant/accused is at par with the co-accused i.e grandfather, uncles and mother of the deceased. There is no dispute with regard to the cause of injury on the medical ground that she was murdered with the same crime weapon and as per forensic report it was stained with human blood. Sufficient material is available on record to connect the applicant/accused with the commission of offence.

6. I am not inspired with the counter version introduced by the applicant party by stating that the deceased victim called her husband Rabdino that one Abdul Rasool was harassing her to get divorce from the

Rabdino and marry with him (Abdul Rasool) and before Rabdino could reach to the house of parents of deceased Fahmida she was already murdered by someone. Such plea even if accepted, still the applicant is answerable that how and who committed the murder inside his house and why he remained silent and hidden the same and did not approach the police. The only allegation from the counter version of the applicant reveals that some imaginary person caused harassment and there was no contention in the counter version that who had murdered deceased Fahmida.

7. In view of the above, applicant/accused has failed to make out a case for further inquiry, therefore, he is not entitled for concession of bail. Accordingly, instant bail application is dismissed.

8. The trial Court shall not influence with the observations made hereinabove and decide the case on its own merits.

JUDGE