

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. B.A. No.1758 of 2026
(Faisal Zafir **vs.** The State)

Present:
Mr. Justice Muhammad Iqbal Kalhoro
Mr. Justice Khalid Hussain Shahni

For hearing of bail application

Date of hearing
& order **24.08.2026**

Mr. Salman Nanji, advocate for applicant
Mr. Hasnain Ali, advocate files power on behalf of complainant
Mr. Mumtaz Ali Shah, APG

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.496/2025, u/s 365-A, 337-A(i), 202, 34 PPC read with section 21(i) and 7 ATA, 1997, registered at Police Station Liaquatabad, Karachi by means of this application.

2. Complainant Muhammad Safwan registered an FIR at Police Station Liaquatabad, Karachi, on 06.12.2025, alleging kidnapping for ransom of his brother, namely, Muhammad Naeem, a businessman, by unknown persons. The abductee was recovered on 10.12.2026 after allegedly payment of ransom of Rs.4500,000/-. He thereafter narrated the entire story as to how he was abducted and where he was kept and by whom. Applicant was arrested on the statement of co-accused, the main culprit, Mirza Nasir. However, thereafter, an identification parade of the applicant took place before the Magistrate, wherein, the abductee identified him to be the person, among others, present at the place of captivity and taking active part. Hence, he was booked in the present case and from him Rs.200,000/- of ransom was also recovered.

3. Applicant's counsel has pleaded for bail on the ground that there are inconsistencies between FIR and 161 Cr. PC statement of the complainant; the identification parade has no importance as the applicant was already shown to the abductee and the applicant has been falsely implicated as he has personal enmity with the main accused.

4. Learned APG and learned counsel for complainant have opposed bail.

5. We have considered submissions of the parties and perused the material available on record. We are of the view that there is *prima facie* evidence against the applicant, as not only some of the ransom i.e.

Rs.200,000/- was recovered from him but in the identification parade, the abductee has also recognized him as one of the culprits with his active role of being present at the place wherein he was confined. Any so-called discrepancy in the identification parade or in the statement of complainant cannot be appreciated at bail stage, as it requires deeper appreciation of evidence, which can be done only after evidences of complainant and abductee have been recorded. In the presence of *prima facie* evidence as above, we do not find the applicant entitled to grant concession of bail.

6. Accordingly, the bail application is dismissed. However, the trial Court is directed to examine complainant and abductee as soon as possible preferably within a period of four months, thereafter, applicant would be at liberty to repeat his bail application for the same relief.

7. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

JUDGE

Rafiq/PA.