

## IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

**Crl. Bail Application No. S-513 of 2026**

|                         |                                                                                                                                                                                                                                                                                                                                       |
|-------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Applicants:</b>      | <p>1. Abdul Manan.</p> <p>2. Saifullah.</p> <p>3. Usman. All sons of Malik Liaquat Ali.</p> <p>4. Malik Liaquat Ali @ Liaquat Ali son of Malik Fateh Muhammad.</p> <p>All bycaste Malik, Resident of Mohalla Malik Colony Ubauro, Taluka Ubauro, District Ghotki <b>through M/s. Shabbir Ali Bozdar and Hajan Shah, advocate.</b></p> |
| <b>The Complainant.</b> | Alina Shah d/o Sagheer Ahmed Shah <b>through</b> Mr. Ghulam Mujtaba Jakhar, advocate.                                                                                                                                                                                                                                                 |
| <b>The State</b>        | <b>Through</b> Mr. Mansoor Ahmed Shaikh, Deputy Prosecutor General, Sindh.                                                                                                                                                                                                                                                            |

**Date of hearing & Orders: 08-09-2026.**

### **ORDER.**

**Suresh Kumar, J.---** Through the instant bail applicant, the applicants named above seek confirmation of the ad-interim pre-arrest bail already granted to them by this Court vide order dated 01-06-2026, in a case bearing crime No. 116/2026, offence u/s 365-B, 511, 506/2, 509 PPC registered at Police Station Ubauro, District Ghotki.

2. The facts of the prosecution case as depicted in the FIR are that the complainant, Alina Shah, lodged the FIR on 18-05-2026, alleging that on 17-05-2026, after receiving Islamic education at the house of her uncle, Shabbir Ahmed Shah, situated in Liaquat Abad Mohalla, the accused Abdul Manan, armed with a pistol, along with Saifullah, Usman, Liaquat Ali, and two unidentified persons, arrived on three motorcycles. Accused Abdul Manan asked the complainant to marry him, after which all the accused attempted to forcibly abduct her. However, she raised cries,

which attracted her brother, Kashan, and her uncle, Muneer Ahmed. Accused Abdul Manan then issued threats of murder, and all the accused subsequently left the scene. Ultimately, the complainant appeared at the police station and lodged the aforementioned FIR.

3. The applicant initially sought pre-arrest bail from the Court of the learned IInd Additional Sessions Judge/ (GBVC) Mirpur Mathelo, which was dismissed vide order dated 25-05-2026. Being aggrieved by this dismissal, the applicants have approached this Court.

4. I have heard the learned counsel appearing on behalf of the applicants/accused and learned DPG for the State assisted by learned counsel for the complainant who have strongly opposed the confirmation of interim pre-arrest bail. Learned counsel for the complainant has relied upon the case of *Azhar Ali Vs. The State* reported as (2026 P.Cr.L.J 602)

5. Having given due consideration to the arguments advanced by the counsel for the respective parties and having perused the relevant material, it is revealed from the FIR that the alleged incident of attempted abduction took place on 17-05-2026, while the complainant lodged the FIR on 18-05-2026. The learned counsel for the applicants filed a copy of an application under Section 491 Cr.P.C., wherein the complainant, Alina Shah, is shown as the wedded wife of Abdul Manan, which was filed on 14-05-2026. The record further reveals that on 19-05-2026, after the registration of the FIR, the complainant appeared before the concerned Court, but she did not disclose the alleged attempt of abduction mentioned in the FIR, which was lodged prior to her appearance; therefore, the case against the applicants/accused falls within the ambit of further inquiry. Moreover, the applicants have joined the investigation as

per the challan lying in the police file, and they have been shown on bail. It is also pointed out by the learned counsel for the applicants that they are regularly attending the trial Court following the submission of the challan, and no complaint of misusing the concession of bail or tampering with the prosecution evidence has come on record. From the available record, it appears that there is a dispute between the parties regarding the marriage of Abdul Manan with the complainant, Alina Shah, and such a suit for Jactitation of Marriage is pending before the Family Court in Ubauro; therefore, malafide on the part of the complainant cannot be ruled out.

6. With due respect and regard to the case law cited by learned counsel appearing on behalf of the complainant, but the facts and circumstances of the case law relied upon by learned counsel for the complainant are quite distinguishable from the case in hand; therefore the same is not applicable.

7. For the foregoing reasons, I am of considered view that the applicants/accused have successfully made out a case for the grant of pre-arrest bail, therefore, the interim pre arrest bail already granted to the applicants on 01-06-2026, is hereby confirmed on same terms and conditions with direction to appear before trial Court.

8. Needless to say that the above observations are tentative in nature and will not prejudice the case of either party at the time of trial.

J U D G E