

THE HIGH COURT OF SINDH, CIRCUIT HYDERABAD

Crl. Bail Application No. S-794 of 2026

Applicant: Noor Muhammad s/o Achar
Through Mr.Shawal Khan Lashari, Advocate

The State: Through Mr.Shahid Ahmed Shaikh, Addl. P.G

Date of Hearing: **07.09.2026**

Date of Order: **07.09.2026**

ORDER

ABDUL MOBEEN LAKHO-J, Through this criminal bail application, applicant Noor Muhammad seeks post-arrest bail in Crime No.39 of 2026, registered at Police Station Saeedabad, District Matiari, for an offence punishable under Section 25 of the Sindh Arms Act, 2013. His earlier bail application was dismissed by the learned Additional Sessions Judge, Hala vide order dated 05.06.2026.

2. Briefly, the prosecution case is that while the applicant and co-accused Ashraf were in police custody in main Crime No.35 of 2026, they allegedly disclosed during interrogation that the weapons used in the said occurrence had been concealed in bushes near their houses. It is alleged that on the pointation of the applicant, one repeater loaded with two live cartridges was recovered from bushes near his house, consequently, the present FIR was registered against him under Section 25 of the Sindh Arms Act, 2013.

3. Learned counsel for the applicant contended that the present case is nothing but an offshoot of Crime No.35 of 2026 arising out of the same dispute between the parties. It was argued that the alleged recovery is doubtful, having been shown after interrogation while the applicant was already in police custody; that the mashirs are closely associated with the complainant side of the main case and that the applicant has been falsely implicated merely to strengthen the prosecution case in the parent crime.

4. Learned Additional P.G. opposed the application and supported the impugned order.

5. I have heard learned counsel for the parties and have gone through the material available on record.

6. Admittedly, the present FIR originates from Crime No.35 of 2026 registered at Police Station Saeedabad and the alleged recovery has been shown on the disclosure allegedly made by the applicant while in police custody in the said case. The connected bail applications arising out of Crime No.35 of 2026 have already been allowed by this Court and the complainant as well as the injured persons has filed affidavits expressing no objection to the grant of bail to the accused persons in the parent case.

7. Tentative assessment of the record further reveals that the alleged recovery has been shown from bushes near the house of the applicant after his disclosure while in police custody. Such recovery and its evidentiary value would ultimately be determined by the learned trial Court after recording evidence. At this stage, it cannot be overlooked that the present case is directly connected with and is a consequential proceeding of Crime No.35 of 2026.

8. It is also pertinent to note that the offence under Section 25 of the Sindh Arms Act, 2013 does not carry punishment falling within the prohibitory clause of Section 497 Cr.P.C. The applicant is no longer required for investigation and the challan has already been submitted.

9. In the overall circumstances, particularly keeping in view that the present matter is an offshoot of Crime No.35 of 2026, without touching the merits of the case, I am of the tentative view that the applicant has made out a case for grant of bail.

10. Consequently, this bail application is **allowed**. Applicant Noor Muhammad is admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R. bond in the like amount to the satisfaction of the learned trial Court.

11. The observations made hereinabove are tentative in nature and shall not prejudice either side at the trial.

JUDGE