

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR**CrI. Bail Application No. S- 1160 of 2025**

Applicants: Tarique Ali son of Abdullah alias Bulla Gadani
through Mr. Muhammad Ali Nappar,
Advocate.

The State **Through** Mr. Muhammad Raza Katohar,
Deputy Prosecutor General, Sindh and
Muhammad Hamayoun Shaikh counsel for
SSGCL.

Date of hearing & order: 03.09.2026.

ORDER.

Suresh Kumar, J.--- Through the instant bail application, the applicant named above seeks confirmation of the ad-interim pre-arrest bail granted to him by this Court vide order dated 04.12.2025, in a case bearing crime No. 227/2026, offence u/s 15, 17, 24 and 2(s) of Gas Theft Control and recovery Act, 2016 registered at Police Station 'C' Section Sukkur .

2. The brief facts of the case, as depicted in the FIR, are as follows: On 18.08.2025 at approximately 1300 hours, a team from Sui Southern Gas Company Limited, headed by its Deputy Manager Obaidullah, conducted an inspection of a house situated in Danish Gah Society, near Numaish Road, within the jurisdiction of Police Station 'C' Section, Sukkur. During the inspection, the team discovered acts amounting to mischief and theft of natural gas. It was found that the gas supply pipeline had been illegally tampered with for the purpose of theft, and gas was being stolen for use in burn stoves in an ice cream factory, resulting in financial loss to SSGL. The laborers present at the site disclosed that the individuals responsible for the illegal activity were the applicants Tarique, son of Abdullah Gadani, and Mubarak, son of Khushi Muhammad Arain.

3. I have heard the learned counsel appearing on behalf of the applicant/accused and learned DPG assisted by learned counsel for SSGCL.

4. 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 applicant/accused was not found at the time of the raid and has been nominated by the laborers. The learned counsel has mainly contended that applicant Tarique Ali is the owner and that he rented the premises to accused Mubarak, a fact admitted by co-accused Mubarak, which is also referenced in the impugned order passed by the Sessions Judge, Sukkur. Admittedly, co-accused Mubarak was running a factory for the preparation of Kulfi/ice cream, for which gas was being stolen; therefore, the involvement of the applicant/accused, as the owner, requires further inquiry. The applicant/accused has already joined the investigation and is no longer required for further investigation. Moreover, the applicant/accused has also filed an affidavit indicating malafide on the part of the complainant.

5. For the foregoing reasons above , I am of considered view that the applicant/accused has successfully made out a case for the grant of pre-arrest bail, therefore, the interim pre arrest bail already granted to the applicant, is hereby confirmed on same terms and conditions with direction to appear before I.O or Court of law as and when required.

6. Needless to mention that the above observations are tentative in nature and will not prejudice the case of parties at the time of trial.

J U D G E

