

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Appl. No.40 of 2025

Date	Order with signature of the Judge
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22.01.2025

M/s Riaz Hussain and Rakhshanda Ali, Advocates for applicant.
Ms. Rubina Qadir, DPG

ORDER

MUHAMMAD IQBAL KALHORO J: Applicants Zafarullah and Rozi Khan are seeking pre arrest bail in Crime No.582/2024 U/s 324, 34 PPC of P.S. Sohrab Goth, Karachi. They are present on ad-interim pre arrest bail and today matter is fixed for confirmation or otherwise.

2. As per brief facts, this incident took place on main road Delux Town near Usmania Ghani Masjid, Sohrab Goth on 19.10.2024 in presence of complainant, when applicants alongwith two unknown accused riding on two motorcycles reached there and started firing upon father of complainant causing him multiple firearm injuries, FIR of which was registered on 21.10.2024.

3. Learned defence counsel has argued that there is delay of two days in registration of FIR, CDR report shows that applicants were not present on spot at the time of incident; there is no CCTV footage of the incident; no private person has been cited as witness and there is enmity between the parties.

4. On the other hand, learned DPG has opposed the bail to applicants stating that the applicants are nominated with direct role of firing at the victim; there is no such CDR report in the investigation that applicants were not present at the spot.

5. I have considered submissions of the parties and gone through the case file. The role of applicants is prima facie established from the contents of FIR as well as medical evidence showing that the victim was hit atleast three times by the bullets allegedly fired by the applicants and others. In 161 Cr.P.C statements of witnesses, applicants have been assigned specific role of firing on the victim. No case for extra ordinary concession of pre arrest bail is made out, which is meant only to protect innocent persons from humiliation and arrest, who are falsely implicated in a criminal case. Accordingly, this pre arrest bail application is dismissed and ad-interim pre arrest bail granted to applicants is hereby recalled.

The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

The bail application is disposed of.

J U D G E

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