

ORDER SHEET  
**IN THE HIGH COURT OF SINDH, KARACHI.**  
 Cr. Bail Appl No.1795 of 2019

|      |                               |
|------|-------------------------------|
| Date | Order with signature of Judge |
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Bilal Ahmed .....Vs.....The State

For hearing of bail application

**10.02.2020**

Mr. Munir Ahmed Gilal, Advocate for Applicant  
 Mr. Abrar Ali Khichi, Addl: P.G. Sindh

**ORDER**

Applicant is seeking post arrest bail in a case bearing Crime No.1164/2019, U/s 353, 324, 186, 34 PPC read with section 7 ATA, registered at Police Station K.I.A. Karachi. He was arrested on 23.09.2019 along-with co-accused namely Waheed, who was in injured condition, after an encounter with police headed by SIP Sirajuddin Khattak of Police Station K.I.A. from a vacant plot at center of chowrangies main K.I.A. Road, Karachi. From injured co-accused Waheed 30 bore pistol along with 02 live rounds was also recovered. They both were accordingly booked in the case. The ground on which applicant has applied for bail is that no allegation of firing is attributed against him and no weapon was recovered from him either to support the case against him.

2. Whereas, learned Addl: P.G. Sindh has opposed bail to the applicant stating that there is criminal record showing his involvement in at least 03 cases. In rebuttal, learned defence counsel has placed on record a copy of judgment dated 22.11.2016 passed by learned ATC and Addl: Sessions Judge Karachi East, and has argued that in 02 cases the applicant has been acquitted vide aforesaid judgment, while in 03<sup>rd</sup> case, he is already on bail. While considering above facts coupled with fact that against applicant no role of firing at the police is attributed and no incriminating weapon was recovered from him either, we find his case to be of further enquiry. Accordingly, this bail application is allowed, the applicant is granted post-arrest bail subject to furnishing a solvent surety in the sum of Rs.200,000/- (Rupees two hundred thousand only) and P.R bond in the like amount to be executed to the satisfaction of the trial Court.

3. The bail application is disposed of in the above terms; the findings made hereinabove are tentative in nature and would not prejudice case of either party at trial.

Judge

Judge

**Rafiq P.A.**