

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH AT KARACHI**  
**Cr. Bail Application No.2578 of 2024**  
**[Faisal Tariq v. The State]**  
**Cr. Bail Application No. 2226 of 2024**  
**[Nasir Akbar v. The State]**

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| Date | Order With Signature Of Judge |
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For hg of bail applications

24.12.2024.

Mr. Jahangir Rahujo, advocate for applicants

in both bail applications.

Ms. Seema Zaidi, Additional Prosecutor General, Sindh.

Mr. Qadir Raza, advocate for complainant.

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**MUHAMMAD IQBAL KALHORO, J:-** Applicants are Police Constables. On the day of incident viz. 27.12.2022, they were performing their duties along with another Police Constable Shahryar Khan on a motorcycle, when a son of complainant Amir along with PW Hameedullah and his daughter aged about four years passed by them on a motorcycle. The applicants tried to stop them but they perhaps did not see their signal and proceeded to their place of residence viz. Noman Avenue Apartment, Block-E, Gulistan-e-Johar, Karachi. Applicants followed them and when deceased Amir was about to get in the lift, they fired upon him, as a result thereof, he died on the spot, and applicants fled from the scene.

2. Learned counsel for the applicants submits that applicants are innocent and deceased was a criminal person against whom several cases were registered; applicants are not assigned any role and they were simply sitting on the motorcycle. He has relied upon the cases of **SALMAN KHAN V. THE STATE [2022 SCMR 515]**, **MASHOOQUE V. THE STATE [SBLR 2017 Sindh 1668]** and **MUHAMMAD JAVED HAIDER V. THE STATE [2016 UC 307]**.

3. On the other hand, learned counsel for complainant and Additional Prosecutor General, Sindh have opposed bail.

4. I have considered submissions of the parties. Applicants, who are otherwise, not named in the FIR, have been identified through CCTV Footage, to be present at the spot and actively participating in the incident in which the deceased was done to death inside the building. Prima facie, it is obvious that the applicants murdered an innocent person without any provocation from him. No case for bail therefore is made out. Accordingly, both these bail applications are dismissed. However, the trial Court shall examine the material witnesses within a period of four months, after which, the applicants would be at liberty to move the bail applications for a fresh consideration.

The Bail Applications are disposed of accordingly. The observations herein above are tentative in nature and shall not prejudice the case of either party on merits before the trial Court.

JUDGE

HANIF