

**THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD**

Criminal Bail Application No.S-1092 of 2022.

<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For orders on office objection.

For hearing of main case.

31.10.2022.

Mr. Hameedullah Dahri and Mr. Abdul Rehman Dahri  
advocates for the applicants.

Ms. Rameshan Oad, Assistant Prosecutor General, Sindh.

Applicants are present on ad-interim pre-arrest bail.

**ORDER**

MUHAMMAD IQBAL KALHORO, J:- Complainant is owner of Sadaf Elementary Model Private School Taluka Sanghar, allegedly on account of naughtiness by a student by case Meghwar who was disallowed to attend school, applicants issued threats to Head Master of the School namely Awais Junejo and caused him lathi blows. He complained to complainant and he in return lodged FIR. Learned defence counsel submits that already an application had been filed by applicants against Head Master of the school for demanding extra money from parents of students. There is no medical certificate to show that Head Master was caused any Lathi blow and more so he has not come forward to register FIR. His 161 CrPC statement was recorded on 15.10.2022 after seven days of incident as such malafide on the part of complainant, who is not on good terms with applicants, cannot be ruled out. Learned APG has opposed bail to the applicants.

The offence with which the applicants are charged: u/s 506(ii), 147, 148, 149, 504 PPC do not fall within the prohibitory clause of section 497(i) CrPC. Victim's statement u/s 161 CrPC was recorded after seven days and apparently no marks of violence supported by any medical evidence were found on his person. In the circumstances, false implication of applicants cannot be ruled out. Accordingly, this bail application is allowed and ad-interim pre-arrest bail granted to the applicants vide order 19.10.2022 is hereby confirmed on the same terms and conditions.

The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

JUDGE

Irfan Ali