

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.
Cr. Bail Appl. No.2229 of 2024
(Muhammad Jawaaid & another vs. The State)

Date	Order with signature of Judge
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For hearing of Bail Application.

06.11.2024.

Mr. Noman, advocate holding brief for Mr. Mansoor Ali Ghanghor, advocate for applicants. Applicants are present on ad-interim pre-arrest bail
 Mr. Khadim Hussain, Addl: PG Sindh

ORDER

MUHAMMAD IQBAL KALHORO J: Complainant is Director Student Affairs & Security of Dow University of Engineering & Technology, Karachi. On 24.08.2013, he along with his team and other staff members including Vice Chancellor came in Government Girls College Orangi Town to look after arrangements for a program to be held on 14th August. When they were returning and Vice Chancellor, of the University, namely, Dr. Samreen was about to embark on her Fortuner vehicle, one person arrived at the spot and started firing upon her. The fires, however, did not hit her but bonnet of the vehicle. Thereafter, the security guard retaliated, hence the said person escaped from the spot. Hence, FIR.

2. Applicants, who are father and son, were identified on the basis of a receipt through which two threat letters were sent to Vice Chancellor before the incident, and have been made accused in this case.

3. Learned counsel for the applicants has chosen to remain absent. I have heard applicants in person, who state that they are innocent and have been falsely implicated in the case.

4. Learned Addl: PG Sindh, however, submits that there is sufficient evidence against applicants in the shape of receipt of letters containing CNIC number of applicant No.2, Zuhab Jawaaid.

5. Notwithstanding, *prima facie* that case of the applicants requires further enquiry as the Investigating Officer has not made any effort to get the applicants identified by the persons, who were present at the spot when the incident of firing took place. On the basis of a receipt, whereby two threatening letters were sent to Vice Chancellor, applicant No.2, Zuhab Jawaaid has been named in the case, however, it has not been shown what is role of the applicant No.1, Muhammad Jawaaid, his father, in the episode. The case has been challaned u/s 324 PPC but *prima facie*, the entire case is silent as to what act has been committed by the applicants, which attracts application of 324 PPC, therefore, false implication of the applicants by the IO cannot be ruled out. In

view of the above facts and circumstances, this bail application is allowed and ad-interim pre-arrest bail granted to the applicants vide order dated 30.09.2024 hereby confirmed on same terms and conditions.

5. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

J U D G E

Rafiq/P.A