

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI

Crl. Bail Application No.994 of 2025.

Date: Order with signature(s) of the Judge(s)

For hearing of bail application.

07.05.2025.

Mr. Muhammad Athar, Advocate for the applicant.
Mr. Tahir Hussain Mangi, APG.

KHALID HUSSAIN SHAHANI, J –Applicant Manzoor Ali Solangi seeks post-arrest bail in a case bearing crime No.29 of 2024, for offence under Sections 324, 353, 368, 34 PPC of P.S. Kenjhar Jheel Thatta. Bail of the applicant was declined by the learned Additional Sessions Judge-I /MCTC Thatta vide order dated 18.03.2025.

2. Heard learned counsel for the applicant and the APG for the state. The latter has conceded the arguments advanced by the learned counsel for the applicant and records no objection for bail on the rule of consistency.

3. Since, co-accused Najeeb-ur-Rehman on same sort of allegations is already on post-arrest bail granted by this court vide order dated 27.03.2025, therefore, applicant also deserves same concession on the rule of consistency. Reliance can be placed on case titled as Pir Bakhsh v. The State and others [2010 MLD 220], wherein it is held,

“6. Rule of consistency is always taken into consideration by the Courts since long because a person cannot be denied for the grant of bail whose case is at par of an accused who had already been released on bail. The Courts have to give equal treatment to the accused persons having one and the same role in the same case. Reliance upon the cases of Muhammad Fazal alias Bodi v. The State (1979 SCMR 9), Khadim Hussain v. The State (1983 SCMR 124), Manzoor Ahmad and others v. The State (PLJ 1999 Cr.C. (Lahore) 570) and Muhammad Daud and another v. The State and another (2008 SCMR 173). As the case of the petitioner is at par with that of his co-accused Zulifqar and Ghulam Rasool who had already been allowed bail by the learned Additional Sessions Judge, therefore, following the rule of consistency, the petitioner is also entitled to the bail.”

4. Keeping in view the above facts, prima facie applicant has succeeded to make out case for further inquiry, as envisaged under Section 497(2) Cr.P.C. Accordingly, he is admitted to bail in sum of Rs.100,000/- (Rupees one hundred thousand only) subject to furnish solvent surety and P.R. bond in the like amount to the satisfaction of the learned trial Court.

JUDGE

Shahbaz