

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Crl. Bail Application No.D-03 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on M.A No.528/2025.
- 2. For orders on office objection.
- 3. For orders on MA No.529/2025.
- 4. For hearing of main case.

11.03.2025

Mr. Afzal Karim Virk, advocate for the Applicants.
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- 1 Urgency granted.
- 2 Deferred.
- 3 Deferred
- 4 It is contended by the counsel for the applicants that on slightly altercation without any hurt or injury, the complainant, who is practicing lawyer, and that too only with Abdul Rauf (minor)/the applicant No.6, whole family members have been implicated in the FIR. It is further contented that due to involvement of legal fraternity, the applicants are unable to approach Anti-Terrorism Court at Mirpurkhas as the applicants have great apprehension of maltreatment. Lastly, he contended that the FIR is illegal as the jurisdiction of the Anti-Terrorism Court is invoked in violation of the dictum of Hon’ble Supreme Court of Pakistan of *Ghulam Hussain and others versus The State and others* (PLD 2020 Supreme Court 61). The Hon’ble Supreme Court of Pakistan has held that for terrorism cases, it is only act and design of terror to invoke the provisions of Section 6 and its punishment under Section 7 of the ibid Act can be invoked notwithstanding how gruesome crime has committed. Be that as it may, the trial court would have to see such aspect of the case at the time of presentation of challan before it.

Without touching merits of the case, the applicants are granted protective bail for a period of 03 weeks commencing from today subject to furnishing a solvent surety in the sum of Rs.10,000/- (Rupees Ten Thousand) each and P.R bond in the like amount to the satisfaction of the learned Additional Registrar of this Court.

This order shall cease to have its effect on expiry of the aforesaid period or on the date on which the applicants surrender themselves before the Court concerned, whichever is earlier. It is made clear that in case applicants/accused failed to appear before the trial court, the surety to be furnished by them shall be forfeited.

The application stands disposed of in above terms.

JUDGE

JUDGE