

ORDER SHEET
IN THE HIGH COURT OF SINDH
CIRCUIT COURT MIRPURKHAS

Criminal Bail Application No. S-121 of 2025
“Allah Dino and others VS. The State”

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For order on office objection.
- 2. For hearing of main case.

26.08.2025

Mr. Afzal Kareem Virk advocate for applicants a/w applicants (on bail).

Mr. Imran Choudhry advocate for complainant a/w complainant.

Mr. Dhani Bakhsh Mari, Assistant P.G.
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ORDER

Amjad Ali Sahito, J: During the course of arguments, learned counsel for the applicant contended that the allegation against the applicant/accused, Allah Dino Khaskheli, is that he inflicted a hatchet blow upon the grandson of the complainant, namely Muhammad Khan, which struck him on the left side of his ribs. The injured was subsequently shifted to Taluka Headquarter Hospital, Digri, where a provisional medico-legal certificate dated 20-03-2025 was issued. The said certificate records the injury as: “Incised wound measuring 6 inch x 2 inch, muscle deep, on the lower left side of scapula region” and describes the weapon used as a “hard and blunt object.” However, the final medico-legal certificate, dated 22-04-2025, reflects the weapon as a “sharp blunt object,” and the Medico-Legal Officer has opined the injury to fall within the ambit of Ghayr Jaifah, as defined under Section 337-F(ii), PPC.

2. At this stage, learned Assistant Prosecutor General submitted that in the provisional medico-legal certificate of the injured Muhammad Khan, the weapon was shown as “hard and blunt object”, whereas in the final medico-legal certificate it is described as a “sharp blunt object.” He further submitted that in the copy of the final medico-legal certificate available in the police papers, the

Medico-Legal Officer has opined the injury as Jaifah under Section 337-D, PPC. It was also pointed out that there exists a discrepancy in the signatures of Dr. Habib-ur-Rehman and the Medical Superintendent on the documents.

3. I have carefully examined both the provisional and final medico-legal certificates, one produced by Mr. Afzal Kareem Virk, Advocate for the applicant, and the other produced by the learned Assistant Prosecutor General. It appears that in both certificates, the nature of the weapon as well as the classification of the injury are materially different. Accordingly, let copies of all four medico-legal certificates, along with this order, be transmitted to the Secretary Health, Government of Sindh, with a direction to conduct a thorough inquiry into the matter and to submit a compliance report before this Court on the next date of hearing. In case of failure to submit such report, the Secretary Health shall appear in person along with an explanation. The Investigating Officer of the case shall also remain present on the said date.

4. Let this order be communicated to the Secretary Health, Government of Sindh, through fax, for strict compliance.

5. The matter shall be taken up on 09.09.2025 at 09:30 A.M.

JUDGE