

IN THE HIGH COURT OF SINDH KARACHI

CR. BAIL APPLICATION NO.1313 OF 2025

Applicants : Muhammad Mohsin & another,
Through Mr. Qamar Hussain
Advocate

Complainant : Ms. Nazish, in person

Respondent : The State
through Ms. Rahat Ahsan,
Additional Prosecutor General

Date of hearing : 16th September 2025

Date of announcement: 18th September 2025

ORDER

Omar Sial, J.: Mohammad Mohsin and Aman Shah are accused in F.I.R. No. 189 of 2025 registered under sections 376 and 34 P.P.C. at the Mehmoodabad police station. The F.I.R. was registered on the complaint of Ms. Nazish, who alleged that the two men raped her. The two men applied for pre-arrest bail but their application was dismissed on 19.05.2025 by the learned 3rd Additional Sessions Judge.

2. I have heard the learned counsel for the applicants and the learned Additional Prosecutor General. I have also listened to the complainant in person.

3. There is no evidence collected by the investigating officer that supports the complainant's allegation. The medical report and the DNA report prima facie do not show that the complainant

was violated in any manner. Her own roommate, where it is alleged that she was raped, has also not prima facie corroborated the allegations. The complainant in person submitted that she has no objection if bail is granted. She further submitted that she is under no threat or fear. She further stated that she was a divorcee and was being pressured by her family to remarry. She was hopeful that she would end up marrying one of the applicants, but when that person did not marry her, she was compelled to register this case to save her own respect in the family. Apart from the fact that the case against the applicants in one of further inquiry, malafide too, cannot be eliminated at this preliminary stage.

4. Given the above, the interim pre-arrest bail granted to the applicants is confirmed on the same terms and conditions.

JUDGE