

**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**

**Crl. Bail Application No. S- 428 of 2025**

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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- 1. For orders on office objections.
- 2. For hearing of bail application.

**27.08.2025.**

Mr. Abdul Samad Noonari, Advocate for applicant.  
Mr. Khalil Ahmed Maitlo, D.P.G along with complainant Shamsuddin Qureshi.

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**Mehmood A. Khan J:-** Though the matter was heard on the earlier date as the arguments could not be re-called, same was heard again. In this matter bail after arrest has been sought in Crime No. 09 of 2025 of Police Station Sangi, District Sukkur lodged under section 395 PPC wherein the applicant is detained.

2. Learned counsel for the applicant contends that there is more than one day delay in lodging of the FIR; no recovery has been affected and neither any identification has been conducted. It is also contended that all prosecution witnesses are related to each other. Learned counsel for applicant relied upon the cases of Samiullah v. The State (2020 MLD 1466), Abdul Wahid v. The State and another 2022 SCMR 1954).

3. Complainant Shamsuddin Qureshi is in attendance and has relied upon learned D.P.G. Learned D.P.G, however, contends that though identification parade has not been held. Complainant and witnesses have identified the persons through Investigating Officer, however, he could not rebut the element of identification parade not being held.

4. Having heard learned counsels and perused the record.

5. The version of the FIR in the matter describes unidentified persons, apparently no recovery having been effected despite the applicant available with the prosecution under arrest, subsequently made identification parade as required in the circumstances is not present. Accordingly a case of further inquiry is found present and bail application is allowed, the applicant/accused namely Ghulam Nabi Bhayo is granted bail subject to furnishing solvent surety in the sum of Rs. 50,000/- (Fifty thousand) and PR bond in the like amount to the satisfaction of trial Court.

6. Needless to mention that the observations made hereinabove are tentative in nature and would not influence the learned trial Court while deciding the case of the applicant on merits.

The bail application stands disposed of.

**JUDGE**

Irfan/PS