

# IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Bail App. No. S – 1139 of 2025

*(Manzoor Ahmed alias Munno Korai versus The State)*

Date of hearing : **29.01.2026**

Date of decision : **29.01.2026**

Mr. Ghulam Murtaza Korai, Advocate for applicant.  
Mr. Shafi Muhammad Mahar, Deputy Prosecutor General along  
with complainant.

## **ORDER**

**Mahmood A. Khan, J.** – Applicant seeks bail in Crime No.34 of 2025, registered at Police Station Baiji Sharif, District Sukkur, under Section 377-B, PPC, wherein the applicant is alleged to have committed sodomy with a young boy of 14-15 years old.

2. Learned Counsel for the applicant contends that DNA report has come out negative. It is further contended that in the FIR it is alleged that the accused has run away, whereas in 164, Cr.P.C. statement of the victim it is stated that the applicant was apprehended. Learned Counsel, relying upon the authorities reported as **2016 SCMR 1399, 2016 SCMR 1523, 2022 SCMR 1447** and **2024 YLR 1529**, contended that where the DNA report has come out negative, the applicant acquires an entitlement of bail on the ground of further inquiry.

3. Learned DPG, however, opposes the bail application on the ground that the medical record as well as statement favours the version coming out in the FIR. He has relied upon the cases reported as **2016 P Cr. L J 1888, 2019 YLR Note 39, PLD 2020 Supreme Court 313, 2020 SCMR 2066** and **2023 YLR Note 60**.

4. Having heard the learned Counsels and gone through the record, the DNA report has been examined, which states that no semen was

found; where no semen was found, conclusion of DNA report itself becomes meaningless. As to the difference of statements of FIR and 164, Cr.P.C., it is observed that the 164, Cr.P.C. statement was recorded on 25.09.2025 about the incident said to have been occurred on 25.03.2025 and even otherwise on the spot arrest is not specified. The arrest being a post occurred incident, the benefit to the applicant is not coming therefrom also.

5. Having observed that no ground of enmity has been brought up, the occurrence of the incident bearing therefrom, no case of bail accordingly is found made out, as no purpose would be served for nominating the present applicant in the matter without the incident can be conceived at this stage.

6. Accordingly, bail application is **dismissed**; however, the trial Court is directed to make a sincere attempt to conclude the matter within a period of two (02) months hereof.

Bail application stands **disposed of** in the above terms.

J U D G E

Abdul Basit