

Order Sheet
**IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD**

Cr. Bail Appl. No. S- 797 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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09.02.2026

For orders on office objections
For hearing of main case

Mr. Sajjad Ahmed Chandio, Advocate for applicants
Mr. Wali Muhammad Khoso , Advocate for Complainant
Ms. Sana Memon, A.P.G.

ORDER

Omar Sial , J. - An unintended error has crept up in the impugned order. The facts put forward are that one person named Shahid had confessed to the killing and thus his bail was dismissed. The deceased suffered one bullet injury, ostensibly due to the self-confessed shot made by Shahid. Simultaneously, the bail of the applicant, Rasheed, was also dismissed, without taking into consideration Shahid's confession. If Shahid made the fire that killed then Rasheed cannot be held liable for that shot. Perhaps the learned trial court had other reasons to decline bail but those are not highlighted in the impugned order.

2. The applicant's learned counsel and the learned Assistant Prosecutor General, both agree that it would be appropriate if the impugned order is set aside and the case remanded to the learned trial court to hear the bail application afresh. I would have no qualms about deciding the application, but perhaps the parties will lose a forum to agitate their grievances.

3. Given the above, the case is remanded back to the learned trial court to decide the application afresh after hearing both sides. It is hoped and expected that the learned trial court will be in a position to hear and decide the application within two weeks.

JUDGE

karar_hussain/PS*