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ORDER-SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
Crl. Bail Appln. No. S- 472 of 2017.
Crl. Bail Appln. No. S- 473 of 2017.

Date of hearing	Order with signature of Judge
19.12.2017.	

Mr. Ali Nawaz Ghangro, Advocate for applicants in Crl. Bail Appln. No. S- 472/2017.

Mr. Muhammad Afzal Jagirani, Advocate holding brief for Mr. Suhendar Kumar, Advocate for applicants in Crl. Bail Appln. No. S- 473/2017.

Mr. Aijaz Mustafa Samtio, DDPP.

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This common order will dispose of captioned two bail applications, as these are inter-connected. The Crl. Bail Appln. No. S- 472/2017 is filed on behalf of applicants Khuda Bux, Imdad, Barkat Ali, Muhammad Acher and Mushtaq for their admission to pre-arrest bail in Crime No.31/2016 of P.S Wagan, registered for offences punishable under Sections 337-A (i), 337-A (ii), 337-F (i), 337-F (ii), 452, 504, 147, 148 P.P.C.

The Crl. Bail Appln. No. S- 473/2017 is filed on behalf of applicants Ghulam Mustafa, Seengar Ali, Ali Bakhsh, Muhammad Juman, Ameer alias Meer, Muhib Ali, Muhammad Ali and Tanveer alias Eidan alias Eddrio for their admission to pre-arrest bail in Crime No.32/2016 of P.S Wagan, for offences punishable under Sections 337-A (i), 337-A (ii), 337-F (i), 337-F (ii), 452, 148, 149 and 504 P.P.C.

The applicants in both the bail applications were admitted to ad-interim pre-arrest bail vide separate Orders dated 28.09.2017.

Record reveals that these cases are counter cases. The F.I.R No.31/2016 of P.S Wagan is registered by Muhib Ali Darban, who is accused in F.I.R No.32/2016 of same police station; whereas in F.I.R No.32/2017 complainant is Sabit Ali, who is accused in F.I.R No.31/2016 who happens to be brother of applicants, Khuda Bux, Imdad and Barkat Ali.



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At very outset the counsel for parties submit that the parties have patched-up their differences and would file proper application before the trial Court and at-present they have no objection to confirmation of interim pre-arrest bail to either parties. This fact is affirmed by both the parties; present in Court. Learned DDPP in view of no objection of the parties also concedes to grant of applications.

Accordingly, in view of no objection extended by either parties and as well as learned DDPP appearing for the State; both captioned applications stand allowed. Consequently, interim pre-arrest bail already granted to applicants in both bail applications, vide separate Orders dated 28.09.2017 is hereby confirmed on same terms and conditions.

JUDGE  
19/12/2017

Ansari/\*

**ORDER SHEET**  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
1st. Crl. Bail A. No.S-472 of 2017.

| DATE<br>OF<br>HEARING | ORDER WITH SIGNATURE OF HON'BLE JUDGE |
|-----------------------|---------------------------------------|
|                       |                                       |

1. For orders on M.A.No.727/2019.
2. For orders on M.A.No.728/2019.

**22.02.2019.**

Mr. Ali Nawaz Ghangro, advocate for the applicant/surety.

Mr. Aitbar Ali Bullo, D.P.G.

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1. Urgency granted.

2. Applicant/surety Mst. Bhaiti Khatoon, had stood surety for accused 1. Khuda Bux, 2. Imdad, 3. Barkat Ali, 4. Muhammad Achar & 5. Mushtaque, who were admitted to ad-interim pre arrest bail by this Court vide order dated 28.09.2017 in FIR No.31/2016 registered at Police Station Waggan, for offences under section 337-A(i), A-(ii), F(i), 452, 504, 147, 148, PPC. Later interim pre-arrest bail granted to said applicants/accused was confirmed by this Court vide order dated 19.12.2017.

Learned counsel for the applicant/surety mainly contends that the aforesaid applicants/accused, after grant of ad-interim bail joined the trial, and after full-fledged trial, the trial Court acquitted the accused vide judgment dated 03.10.2018. (Copy of the said judgment is available with the applicant at page 79). Since the purpose of surety has been served, he, prays that solvency certificate furnished by her may be returned.

Learned D.P.G endorsing the contention raised by the surety applicant/surety has recorded his no objection.

In view of the above, the Solvency Certificate No.13/2017 dated 26.09.2017 issued by Mukhtiarkar, Taluka Warrah having been furnished as surety by the applicant is ordered to be returned to the applicant/surety on proper verification, attestation and identification. The application stands disposed of.

  
Judge

*in Order completed*