

ORDER-SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA
Crl. Bail Appln. No. S- 40 of 2019.

Date of hearing	Order with signature of Judge
22.01.2019.	

1. For orders on M.A. No. 302 of 2019.
2. For orders on office objections.
3. For orders on M.A. No. 303/2019.
4. For hearing of bail application.

Mr. Abdul Rasool Abbasi, Advocate for applicants.

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1. Urgency application granted.
2. Over-ruled.
3. Exemption allowed subject to all just exceptions.
4. Through this application, applicants Mir Jan Muhammad alias Jan Muhammad, Bakhshal Khan and Muhammad Qasim seek protective bail in Crime No.91/2008 of P.S Warah (District Kamber-Shahdadkot @ Kamber), for offences punishable under Sections 302, 324, 364, 148, 149, 114 P.P.C and 17 (3) of the Offence Against Property (Enforcement of Hudood) Ordinance, 1979.

Learned counsel for the applicants contended that the applicants intend to surrender themselves before the trial Court and join the trial, but because of existence of NBWs: issued against them, the applicants are unable to surrender.

Without touching merits and de-merits of the case, the applicants are granted protective bail for a period of ten (10) days commencing from today on their furnishing solvent surety in the sum of Rs.50,000/- (Fifty thousand rupees) each and P.R bonds in the like amount to the satisfaction of Additional Registrar of this Court, enabling them to approach concerned Court. This order shall cease to have effect on expiry of aforesaid period of ten days. The operation of NBWs: issued against applicants shall remain suspended during intervening period. The application stands disposed of.

JUDGE

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
Cr. Bail Appln. No.S-40 of 2019

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| Date of Hearing | ORDER WITH SIGNATURE OF JUDGE |
| 15.03.2019.     |                               |

1. For orders on M. A. No.940/19.
2. For hearing of M.A. No.941/19.

Mr. Abdul Rasool Abbasi, advocate for applicant/surety.

Mr. Sharafuddin Kanhar, APG.

1. Granted.
2. Through instant application, the applicant/surety Zahid Hussain Panhwar seeks withdrawal of surety papers deposited by him on behalf of accused Buxial Khan Jamali and Mohammad Qasim Panhwar, who were granted protective pre-arrest bail vide order dated 22.1.2019 in Crime No.91/2008, registered at P.S Warah, under Sections 302, 324, 364, 148, 149, 114, PPC and 17(3) of the Offences Against Property (Enforcement of Hudood) Ordinance, 1979, on the ground that after furnishing surety before this Court accused Buxial Khan Jamali and Mohammad Qasim Panhwar surrendered before the learned Sessions Judge, Kamber-Shahdada Kot, where they were admitted to interim pre-arrest bail and then they surrendered before the Court of Civil Judge & Judicial Magistrate-II, Warah in Cr. Case No.156/2018 re-State v. Ali Raza & others. Certified copy of diary dated 30.1.2019 has been filed. Record supports his contention.

Learned APG after going through the file has recorded no objection.

In view of above, listed application is allowed. Office is directed to return the surety papers viz. Defence Saving Certificates No.JB 427989 and No.HE 626441, to the applicant/surety on proper verification, identification and after obtaining valid receipt.

JUDGE

*Above Order complied  
on dt. 15.03.2019*

*[Signature]  
15-03-19  
Asstt. Accountant*