

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.  
1<sup>st</sup> CrI. Bail Appln. No.S-197 of 2026

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Date	Order with signature of Hon'ble Judge
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1. For orders on office objection.
2. For hearing of Bail Application.

Mr. Noorullah G. Rind, advocate for the applicant, along with applicant.

Mr. Sardar Ali Solangi, Deputy Prosecutor General.

Date of Hearing : 04.06.2026.

Date of decision : 04.06.2026.

ORDER

Through this application, applicant Saeed Ahmed Gopang seeks pre-arrest bail in crime No.05 of 2026 registered at Police Station Khabar, for offence under Sections 324, 34, PPC. His application seeking such relief was dismissed on 23.4.2026 by the learned Additional Sessions Judge-II, Shahdadkot.

2. Precisely, the prosecution case is that on 06.04.2026, at about 3.30 p.m., at Khabar-Dost Ali road near Mehboob Shah diversion, the applicant along with co-accused being armed with deadly weapons, attacked upon the complainant party, wherein the applicant fired with his pistol, hitting complainant's nephew Nazir Ahmed on his neck, who was taken to Taluka Hospital, Mirokhan for treatment; whereas, the complainant subsequently lodged FIR on 07.4.2026.

3. Learned Counsel for the applicant contended that the applicant has been implicated in this case in the background of previous enmity between the parties; that the FIR has been lodged after 24 hours of the alleged incident; that the injury on the person of Nazir Ahmed attributed to the applicant has been declared as *Shajjah-i-Khafifah* which carries punishment only for two years and is bailable; hence the alleged offence does not fall within prohibitory clause of Section 497, Cr.P.C; and lastly, that the case requires further enquiry.

4. Learned DPG opposed the bail application half-heartedly.

5. I have heard the learned counsel for the applicant as well as the learned Assistant Prosecutor General. The complainant did not effect an appearance inspite of notice. My observations and findings are as follows.

4. Per FIR, the applicant is alleged to have fired upon PW Nazir Ahmed, however, such injury has been declared by the doctor as *Shajjah-i-Khafifah* falling under Section 337-A(i), PPC carrying punishment for two years and isailable; as such, the offence does not fall within the prohibitory clause of Section 497, Cr.P.C. The FIR has been lodged with the delay of one day. The parties appear to be related *inter se* and it appears from the contents of FIR that they have an acrimonious relationship with each other. In the circumstances, the case of the applicant appears to be one of further inquiry and *malafide* on the part of the complainant to throw the net wide also cannot be ruled out at this stage.

5. In view of the foregoing, instant bail application is allowed, the ad-interim pre-arrest bail already granted to the applicant is confirmed on same terms and conditions.

JUDGE

Qazi Tahir PA/\*