

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Crl. Misc. Application No. 976 of 2023
(Mst. Nousheen Suleman)

DATE ORDER WITH SIGNATURE OF JUDGE(s)

For hearing of main case

13.05.2024

Mr. Liaquat Ali, advocate for the applicant
Mr. Muhammad Jawaid, advocate for the private respondent
Mr. Abrar Ali Khichi, Addl. PG for the State

It is alleged by the applicant that the private respondents by using criminal force have caused injuries to her with *danda/pipe*. Based on such allegations, she lodged an FIR with PS Shah Faisal Colony. The applicant on their involvement in subject FIR sought pre-arrest bail which was granted to them by learned XIIIth-Sessions Judge Karachi East, which is prayed by the applicant to be cancelled by this Court by way of instant Crl. Misc. Application u/s 497(5) Cr. P C.

Heard arguments and perused the record.

The FIR of the incident has been lodged with a delay of about eight days; such delay could not be overlooked. The offence alleged against the private respondents does not fall within the prohibitory clause. There had been a matrimonial dispute between the parties. The case has finally been challaned. There is no allegation of misusing the concession of bail on the part of the private respondents. In these circumstances, no case for cancellation of bail to the private respondents is made out.

Consequent to the above discussion, the instant Crl. Misc. Application is dismissed.

J U D G E