

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No.703 of 2024
(Salman Khan v. The State)

Date	Order with signature of Judge
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For hearing of bail application

02.05.2024

Mr. Fateh Muhammad, advocate for the applicant
Mr. Muhammad Sajjad Abbasi, advocate for the complainant
Mr. Mumtaz Ali Shah, Assistant Prosecutor General Sindh

It is alleged that the applicant with the rest of the culprits took away the cattle of complainant Amanat Ali from his cattle pond, for which the present case was registered.

The applicant having been refused bail by learned IVth-Additional Sessions Judge, Karachi, West has sought the same from this Court by way of instant bail application under Section 497 Cr.P.C.

Heard arguments and perused the record.

The FIR of the incident has been lodged with a delay of about two days, yet it does not contain the name of the applicant. The applicant has not been subjected to an identification parade through the Magistrate; such omission on the part of police could not be overlooked. There is no recovery of any robbed cattle from the applicant. The involvement of the applicant based on his admission to guilt before the police appears to be surprising. The case has finally been challaned and there is no likelihood of absconsion or tampering with the evidence on the part of the applicant who is said to be in custody for more than one year without effective progress in the trial of his case. In these circumstances, a case for the release of the applicant on bail on point of further inquiry is made out.

Under the given circumstances, the applicant is admitted to bail subject to his furnishing surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R bond in the like amount to the satisfaction of the learned trial Court.

Instant bail application is disposed of accordingly.

J U D G E

Nadir