

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

CrI. Bail Appln: No. S-1160 of 2017.

Manthar. Applicant.

Versus.

The State. Respondent.

Mr. Ishfaque Ahmed Almani, Advocate for the Applicant.

Ms. Amishan Oad, APG.

Mr. Muhammad Akhtar Shoro Advocate files vakalatnama on behalf of the complainant.

Date of hearing and order 13.06.2018.

O R D E R

IRSHAD ALI SHAH, J. It is alleged that the applicant with rest of the culprits after having formed an unlawful assembly and in prosecution of their common object, caused butt, iron rod and hatchet blows to P.W. Mir Hassan with intention to commit his murder and then went away by issuing threats of murder to him, for that the present case was lodged against him.

2. On having been refused post-arrest bail by the learned trial Court, the applicant has sought for the same from this Court by making the instant bail application under section 497 Cr.P.C.

3. I have heard learned counsel for the parties and perused the record.

4. The FIR has been lodged with delay of fourteen days, such delay could not be lost sight of, no injury to the said injured is attributed to the applicant specifically. On medical examination, the said injured was found sustaining injuries which were caused to him with some hard blunt substance. It belies the complainant in his FIR that the said

injured was also caused injury with hatchet a sharp cutting weapon. Co-accused Mumtaz and Ghulam Haider have already been admitted to bail by this Court. In that situation, it is rightly being contended by the learned counsel for applicant that the present applicant is also entitled to be released on bail on the points of further inquiry and consistency.

5. In view of the above, the applicant is admitted to bail subject to his furnishing surety in the sum of Rs.50,000/= (Fifty thousand) and PR bond in the like amount to the satisfaction of learned trial Court.

6. The instant bail application stands disposed of in above terms.

J U D G E

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