

*ORDER SHEET*  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD.**

Cr.Bail.Appln.No.S- 590 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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31.08.2017.

Mr. Altaf Hussain Chandio, advocate for applicant.

Mr. Erum Ahmed, D.D.P.P. for the State.

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**ABDUL MAALIK GADDI,J**;- Having remained unsuccessful in obtaining his release on bail from the trial court in Crime No.68 of 2017 registered under sections 23-I (A) Sindh Arms Act, 2013 at Police Station Kunri, now the applicant Bilawal is seeking his release on bail through instant bail application.

2. The facts in nutshell are that an unlicensed 30 bore pistol alongwith two live bullets were secured from the possession of applicant in main case / crime No. 66 of 2017 for offence under Sections 324, 353, 402 P.P.C of P.S Kunri and such FIR was registered against him.

3. Learned counsel for applicant/accused contends that the alleged pistol has been foisted upon the applicant/accused by the police; that the witnesses of alleged recovery are police officials and subordinate to the complainant; that applicant/accused neither previous convict nor hardened criminal; that in main case No. 66 of 2017 for offence under Sections 324, 353, 402 P.P.C applicant/accused has been granted bail by this Court, therefore he is entitled for grant of same relief.

4. On the other hand learned DDPP opposed to grant of bail to the applicant/accused on the ground that he has caught red-handed alongwith case property.

5. Arguments heard and record perused. Admittedly, the case has been challaned and applicant/accused is no more required for further investigation and the prosecution has not been able to show any criminal case pending against the applicant/accused. Further, in main case No. 66 of 2017 for offence under Sections 324, 353, 402 P.P.C the bail plea of applicant/accused and co-accused has been accepted and the detail reasons have already been discussed in it, therefore, instant bail application is allowed and applicant/accused is granted bail subject to his furnishing solvent surety in the sum of Rs.50,000/= (fifty thousands) and P.R bond in the like amount to the satisfaction of trial Court.

JUDGE