

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. B.A. No.S- 610 of 2021

DATE

ORDER WITH SIGNATURE OF JUDGE(S)

1. For orders on office objection.
2. For hearing of main case.

08.11.2021

Ms. Rameshan Oad, A.P.G.

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ORDER

Amjad Ali Sahito, J: Through instant bail application, applicant Rafique seeks post-arrest bail in Crime No.27 of 2021, registered at Police Station Bhan Saeedabad, under section 25/A of Sindh Arms Act, 2013. Earlier, the bail plea of the applicant was declined by the learned Additional Sessions Judge, Sehwan vide order dated 12.07.2021, hence he approached this Court for same relief.

2. The details and particulars of the FIR are already available in the bail application and FIR, same could be gathered from the copy of FIR attached with such application, hence, need not to reproduce the same hereunder.

3. None present for the applicant. On last date of hearing viz. 04.11.2021, on the request of learned counsel for the applicant instant bail application was adjourned for today i.e. 08.11.2021 at 08:30 a.m, however, with note of caution that in case he fails to proceed with the matter, same will be dismissed for non-prosecution. Once again learned counsel for the applicant is called absent, no intimation received, which shows that he has no interest to proceed with the matter. I have asked the learned A.P.G to read the FIR. This case is offshoot of the main case i.e. Crime No. 25 of 2021, under section 324, 504, 34 PPC, in which bail plea of the applicant has been declined by tis Court vide order dated 08.11.2021, and the applicant/accused has allegedly used the crime weapon i.e. .32 Bore pistol which has been recovered from his possession at the time of his arrest. From perusal of record, sufficient material is available to connect the applicant with the commission of alleged offence. At bail stage only tentative assessment is to be made. Tentatively, the

applicant has failed to make out his case as of further inquiry as envisaged under sub-section (2) to section 497 Cr.P.C.

4. In view of above, the bail application is dismissed. However, the trial Court is directed to expedite the matter and conclude the same preferably within a period of 45 days from today and submit compliance report.

5. Needless to mention here that the observations made hereinabove are tentative in nature and would not influence the learned trial Court while deciding the case of the applicant on merits.

JUDGE

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