

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT
HYDERABAD

Criminal Bail Application No.S-282 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For orders on office objections.
	2. For hearing of main case.

09.07.2021

Miyan Taj Muhammad Keerio, Advocate for applicant.
Ms. Sana Memon, A.P.G for the State

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Irshad Ali Shah J:- It is alleged that on arrest from the applicant was secured unlicensed Kalashnikov with two magazines containing 40 rounds of the bullets by the Police Party of P.S Pithoro led by Inspector Vijay Kumar Khatri, for that the present case was registered against him.

2. The applicant on having been refused post arrest bail by learned Additional Sessions Judge-I, Umerkot, has sought for the same from this Court by way of instant application u/s 497 Cr.P.C.

3. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the police by making foistation of un-licensed weapon upon him at the instance of complainant party of main robbery case with whom he is disputed over possession of house; the applicant has already been admitted to bail in main robbery case and he is in custody in present

case for more than three months. By contending so, he sought for post arrest bail for the applicant on point of further inquiry.

4. Learned A.P.G. for the State has opposed to release of the applicant on bail by contending that he has committed the offence which is affecting the society at large.

5. I have considered the above arguments and perused the record.

6. Admittedly, the applicant has already been ordered to be released on bail in main robbery case; he has claimed his involvement in this case at the instance of complainant of main robbery case; the case has finally been challaned; there is no apprehension of tampering with the evidence on the part of applicant and the applicant is in custody for more than three months. In these circumstances; the applicant is found entitled to be released on bail in instant case on point of further inquiry.

7. In view of above, the applicant is admitted to post-arrest bail subject to his furnishing solvent surety in the sum of Rs.50,000/- and P.R bond in the like amount to the satisfaction of learned trial Court.

8. The instant bail application is disposed off accordingly.

J U D G E