

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

Criminal Bail Application No.S-37 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE
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23.05.2022

Mr. Ghulam Asghar Mirbahar, Advocate for the applicant.
Ms. Safa Hisbani, Assistant Prosecutor General, Sindh for State.

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Irshad Ali Shah J:- It is alleged that on arrest from the applicant was secured unlicensed pistol of 30 bore with magazine which he allegedly used for causing fire shot injuries to PW Rashid Ali with intention to commit his murder, for that he was booked and reported upon.

2. The applicant on having been refused post arrest bail by learned Additional Sessions Judge, Sehwan 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 foisting the unlicensed pistol upon him at the instance of complainant party of main injury case, therefore, he is entitled to be released on bail on point of further inquiry.

4. Learned Assistant Prosecutor General, Sindh for the State, has opposed to release of the applicant on bail by contending that the pistol has been used by the applicant for causing fire shot injuries to PW Rashid Ali and it has been found matched with the empties secured from the place of incident.

5. Heard arguments and perused the record.

6. The pistol secured from the applicant has allegedly been used by him for causing fire shot injuries to PW Rashid Ali and it has been found matched with the empties secured from the place of incident. In that situation, it would be premature to say that the applicant being innocent has been involved in this case falsely by the police by making foistation of unlicensed pistol upon him at the instance of complainant party of main injury case. There appear reasonable grounds to believe that the applicant is guilty of the offence with which he is charged. No case for grant of bail to the applicant is made out; consequently, the instant bail application is dismissed.

JUDGE

*Muhammad Danish**