

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

Criminal Bail Application No.S-78 of 2022

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

**21.03.2022.**

Mr. Ghulamullah Chang, Advocate for the applicant.  
Ms. Sana Memon, Assistant Prosecutor General, Sindh.  
Mr. Ghulam Sarwar Baloch, Advocate for the complainant.

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**IRSHAD ALI SHAH, J.-** It is alleged that the applicant with rest of the culprit committed death of his wife Mst. Nirma by setting her on fire after due maltreatment, for that the present case was registered.

2. The applicant, on having been refused post-arrest bail by learned II-Additional Sessions Judge, Hyderabad has sought for the same from this Court by way of instant bail application under section 497 Cr.PC.

3. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the complainant in order to satisfy her matrimonial dispute with him and none has seen the applicant committing the alleged incident and co-accused Muhammad Saleem has already been admitted to pre-arrest bail by learned Trial Court, therefore, the applicant is entitled to his release on bail on point of further inquiry.

4. Learned A.P.G for the State and learned counsel for the complainant have opposed to release of the applicant on bail by

contending that he has committed murder of his wife and his case is distinguishable to that of co-accused Muhammad Saleem.

5. Heard arguments and perused the record.

6. The F.I.R of the incident has been lodged with delay of about seven days; such delay having not been explained plausibly could not be overlooked. None has seen the applicant committing the alleged incident. Co-accused Muhammad Saleem has already been admitted to pre-arrest bail by learned Trial Court. The case has already been challenged and there is no apprehension of tampering with the evidence on part of applicant. In these circumstances, the applicant is found entitled for his release on bail 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.200,000/- and P.R bond in the like amount to the satisfaction of learned trial court.

8. The instant bail application is disposed of accordingly.

JUDGE

Muhammad Danish\*