

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
Crl. Bail Application No. 321of 2021

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Date                                      Order with signature of Judge  
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For hearing of bail application.  
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**10<sup>th</sup> June 2021**

Mr. Shabbir Ahmed Kumbhar, advocate for applicant/accused.  
Mr. Faheem Hussain Panhwar, DPG.  
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Through instant bail application, applicant Ameen Hingorjo seeks post arrest bail in FIR No. 100/2020, under Section 302, 311/34 PPC, registered at P.S. Mirpur Bathoro.

It is stated that only allegation against the applicant is that he allegedly facilitated the main accused Muhammad Hanif Hingorjo, who committed murder of Rafique son of Hassan Hingorjo, however, it is well settled that vicarious liability can be determined by the trial court and bail is a rule where allegation of vicarious liability is alleged. Learned counsel for the applicant has relied case law reported as 2014 SCMR 1347 & 2014 SCMR 27.

Learned DPG contends that present applicant is not entitled for bail as he was accompanying with main accused.

The question of vicarious liability of the applicant for the commission of offence could only be determined after recording the evidence of the prosecution. The applicant cannot be detained in jail for indefinite period and it is well settled principle that bail cannot be withheld as a punishment, hence, the applicant is admitted to post arrest bail subject to his furnishing solvent surety in the sum of Rs.100,000/- and P.R. bond in the like amount to the satisfaction of the trial Court.

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ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

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Date \_\_\_\_\_ Order with signature of Judge \_\_\_\_\_

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**Crl. Bail Application No. 1956 of 2020.**

1. For orders on M.A. No. 6055 of 2021 (U/A).
2. For hearing of bail application.

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**10<sup>th</sup> June 2021**

Mr. Shamshad Ali Qureshi, advocate for applicant/accused.  
Mr. Faheem Hussain Panhwar, DPG.  
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Through instant bail application, applicant seeks post arrest bail in Crime No.613/2020 registered at Police Station Mangopir, Karachi, under Section 23 (i) a SAA, 2013.

Heard and perused the record.

The allegation against the applicant is that he by force snatched Rs.750/- and one mobile as well as he was apprehended at the spot, however, the complainant has extended his no objection for grant of bail to the applicant; that the applicant is in custody since eight months and trial is yet to be commenced. The applicant has taken plea that he is juvenile and as per NADRA Certificate, though there is change in father's name in the NADRA record, the applicant admittedly is youthful offender and is not previously involved in any other case of like nature, hence, he is admitted to post arrest bail subject to furnishing solvent surety in the sum of Rs. 50,000/- and P.R. bond in the like amount to the satisfaction of the trial Court.

JUDGE