

ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD  
Criminal Bail Application No.S-1134 of 2022

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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14.11.2022

Mr. Saddam Hussain Khoso advocate for applicant.

Mr. Nazar Muhammad Memon, Addl.P.G Sindh.

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**MUHAMMAD IQBAL KALHORO, J.-** On 03.02.2022 ASI Ali Akbar Kolachi, PS Jamshoro, on patrolling duty with his team, received information through wireless that on Jamshoro-Petaro Link Road, Indus Highway, one lady had met some trouble. He reached there and found the lady with a dead body who turned out to be her husband. They were originally resident of Kiyamari Karachi. The lady disclosed that she and her husband had gone to visit Sehwan and were given a hitch by two persons in Alto Car for Karachi, but then they took them to various places and when they reached the place of incident, they started committing robbery from them. When her husband resisted, they killed him and threw his body on the road. Such information was recorded under the book kept u/s 154 CrPC, but in the investigation it transpired that the applicant, wife of the deceased, was herself involved in the murder of her husband which she had committed with the aid of her alleged paramour namely Rizwan Ahmed Shaikh. Relevant Call Data Record (CDR) to that effect was also collected, which further strengthened accusation against applicant and consequently they both were arrested.

2. Learned defense counsel has pleaded for bail to lady on the ground that legal heirs of deceased, who are also children of applicant, have appeared in the court and have given no objection to grant of bail to the applicant.

3. Learned Additional PG in view of the facts and no objection of the legal heirs of deceased has also extended no objection.

4. Muhammad Shoaib Khan and Muhammad Ayoob Khan, the sons of parties, who are MBBS Students, and Sheza Zarin, their daughter, who is 9<sup>th</sup> Class Student, have filed affidavits along with

copies of CNICs and in the case of Sheza Zarin, a copy of her 'B' Form, are present in the Court and have given no objection to the bail to their mother and submit that the story narrated in FIR is not correct; they have been deprived of their father already through a conspiracy and their mother has been involved in the case.

5. Accordingly, in view of no objection of legal heirs of deceased and learned Additional PG plus the ground that the fact of conspiracy is yet to be established through evidence in the trial, the application is allowed and applicant is granted bail subject to furnishing a solvent surety in the sum of Rs.100,000/- (one lac) and PR Bond in the same amount to the satisfaction of trial court.

6. The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

JUDGE

Ali Haider

