

**ORDER SHEET**

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

Cr. Bail Application No.S-645 of 2022

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE(S)</b>
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1. For orders on office objections.
2. For hearing of main case.

12.09.2022.

Mr. Imtiaz Ali Channa, Advocate for applicants.  
Mr. Fayaz Hussain Sabki, Assistant P.G.  
Complainant is present in person.

O R D E R

**MUHAMMAD IQBAL KALHORO, J-** On 29.05.2022 at 09:00 p.m. over a dispute between the parties over agricultural land, applicants, not present today but their absence is condoned at the request of learned Defence Counsel, caused injuries to complainant party; PWs Umed Ali, Ali Gul and complainant himself. PW Umed Ali has sustained two injuries falling under Section 337-A(i) PPC, minor in nature and bailable, whereas PW Ali Gul has sustained two injuries falling under Section 337-A(i) & 337-F(vi) PPC. As per medical report, the injury u/s. 337-F(vi) PPC has been caused to PW Ali Gul by a sharp cutting weapon, whereas FIR and 161 Cr.P.C statements of the witnesses show that such injury was caused to him by a hard and blunt weapon.

2. Learned Defence Counsel citing these grounds and the pendency of civil litigation between the parties has pleaded for bail, opposed by learned Assistant P.G and complainant. However, in view of a discrepancy in medical certificate and oral account highlighted above, the case against applicants requires further inquiry, and in view of previous enmity and pendency of civil litigation pending between the parties, their false implication in this case cannot be ruled out. Accordingly, this application is allowed and ad-interim pre-arrest bail already granted to the applicants is hereby confirmed on same terms and conditions. However, if the applicants try to tamper with the evidence and threaten to complainant, he shall file an application alongwith the proof and the trial Court would be at liberty to cancel the concession granted by this order, however, after hearing both the parties in accordance with law.

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

JUDGE

Shahid