

ORDER SHEET

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

Cr. Bail A. No. S — 1322 of 2022.
Cr. Bail A. No. S — 1304 of 2022.

DATE

ORDER WITH SIGNATURE OF JUDGE

02.01.2023.

FOR HEARING OF MAIN CASE.

Mr. Asif Ali Bughio Advocate for the applicants.

Mr. Zulqarnain Talpur Advocate for complainant.

Mr. Nazar Muhammad Memon A.P.G. Sindh.

Both these bail applications arise from the same crime, therefore, will dispose of together by this single order.

Brief facts of the prosecution case as disclosed in the FIR are that on 29.10.2022, the complainant party was available in their house, suddenly the applicants/accused along with co-accused armed with weapons in furtherance of their common object trespassed in the house of complainant, on the abatement of applicants/accused, co-accused caused weapon blows to complainant's brother Pervaiz Iqbal, in the meantime, the sister of complainant came to rescue her brother on which they caught hold her from her neck and while throwing her on the ground dragged her and during scuffle her shirt was torn, thereafter, on the cries of complainant party accused persons were departed from scene of occurrence.

Heard the learned counsel and perused the record.

From the record it appears that applicants/accused Syed Lal Hussain Shah alias Jahangir, Zarab Ali Shah and Mujahid Hussain Shah in Criminal Application No.S-1304 of 2022, have already been admitted to ad-interim pre-arrest bail by this Court vide order dated 30.11.2022, whereas

applicant/accused Zulfiqar Ali Shah filed Criminal Bail Application No.S-1322 of 2022, for grant of post arrest bail.

Learned counsel for the complainant at the outset submits that matter has been compromised between the parties, as such, his client has no objection in the event if the bail is granted to applicant Zulfiqar Ali Shah and the interim pre-arrest bail granted to the applicants/accused Syed Lal Hussain Shah alias Jahangir, Zarab Ali Shah and Mujahid Hussain Shah in criminal bail application No.S-1304 of 2022, vide order dated 30.11.2022, is confirmed.

Learned A.P.G. Sindh also extends his no objection stating that the offences alleged against the applicants are bailable.

Under the circumstances discussed above, the interim pre-arrest bail granted to the applicants/accused namely Syed Lal Hussain Shah alias Jahangir, Zarab Ali Shah and Mujahid Hussain Shah in Criminal Bail Application No.S-1304 of 2022, vide order dated 30.11.2022, is confirmed on the same terms and conditions. Whereas, the bail application No. S-1322 of 2022, is allowed and the applicant/accused Zulfiqar Ali Shah is granted bail subject to furnishing solvent surety in the sum of Rs.30,000/- [Thirty Thousand] and P.R. bond in the like amount to the satisfaction of learned trial court.

These applications stands disposed of in the above terms.

JUDGE

A.