

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH KARACHI**

Cr. Bail Application No. 2173 of 2021

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGES</b>
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For hearing of bail application.

January, 2022

Mr. Zakir Hussain Pirzada, Advocate for applicant.  
Mr. Ali Haider Saleem APG.

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Omar Sial, J: Muhammad Ramzan has sought pre-arrest bail in crime number 608 of 2021 registered under sections 392, 397 and 34 P.P.C. at the Ittehad Town police station. Earlier, his application seeking bail was dismissed by the learned 2<sup>nd</sup> Additional Sessions Judge, Karachi West on 16-11-2021.

2. Facts of the case are that the aforementioned F.I.R. was registered on 15.10.2021 by Muhammad Sarwar reporting an incident that had happened on 14-10-2021. He recorded that he has his cattle farm next to his house. Some unidentified men climbed over the wall of his farm at night and tied up his father. The accused then took away seven animals on a Suzuki van. Apparently the Suzuki van was subsequently located and two men arrested from it. The arrested men disclosed that the applicant was also one of their associates.

3. I have heard the learned counsel for the applicant as well as the learned Assistant Prosecutor General. The complainant did not effect an appearance despite notice.

4. The only evidence at the moment against the applicant is that his name was taken by one of the two men arrested from the Suzuki. It seems a little strange that so many animals were loaded on to a Suzuki piecemeal at the middle of the night without any person witnessing the same. Prima facie whether so many animals can fit on to a Suzuki is also questionable specially keeping in mind that it is no easy job putting a full-fledged animal on to a Suzuki let alone so many of them. It is also not explained to me as to how the complainant discovered the registration number of the Suzuki on which the animals were loaded. The applicant and the police have also not had a pleasant past and therefore malafide on the part of the complainant and the police cannot be conclusively ruled out at

this stage. No recovery of the animals has ostensibly been effected inspite of the police claims that the Suzuki was seized along with two persons on it. Not much is known of these two persons too at this stage.

5. In view of the above, the nexus of the applicant with the crime in question requires further inquiry.
6. Above are the reasons for the short order dated 23-12-2021.

JUDGE