

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Crl. Bail Application No. S-729 of 2023
(Arbelo Shar Vs. The State)

1. For Orders on office objection.
2. For hearing of Bail Application.

30-10-2023.

Mr. J.K Jarwar, advocate for the applicant.
 Mr. Khalil Ahmed Maitlo, Deputy P.G for the State

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Irshad Ali Shah, J. It is alleged that the applicant with rest of the culprits being member of gang, assembled/made preparation for committing dacoity habitually and on being prevented from doing so, they deterred the police party of PS Kumb, led by ASI Rafique Ahmed from discharging its lawful duty as public servant by making fires at them with intention to commit their murder. On arrest from the applicant in injured condition, has been secured unlicensed rifle, for that he was booked and reported upon by the police. On refusal of bail by learned Sessions Judge, Khairpur; the applicant has sought for the same from this Court by way of instant Crl. Bail Application under section 497 Cr.P.C.

2. Heard arguments and perused the record.
3. Nothing has been brought on record which may suggest that the applicant is member of gang which is in habit to commit dacoity. There is no independent witness to the incident. None from the police party has sustained fire shot injury during the course of alleged encounter. The case has finally been challaned and there is no likelihood of absconsion or tempering with the evidence on part of the applicant. In these circumstance; a case for release of the applicant on bail, on point of further inquiry obviously is made out.
4. In view of above the applicant is admitted to bail subject to his furnishing solvent surety in sum of Rs.50,000/- (fifty thousand rupees) and P.R bond in the like amount to the satisfaction of learned trial Court.
5. The instant bail application is disposed of accordingly.

J U D G E

Nasim/P.A