

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Crl. Bail Application No.S-357 of 2023
(*Ali Hassan Langah Vs. The State*)

For hearing of Bail Application.

16-11-2023.

Mr. Rukhsar Ahmed Junejo, 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 after having an unlawful assembly and in prosecution of its common object committed murder of Muhammad Hassan and Ali Gul by causing them fire shot injuries and they went away by making aerial firing in order to create harassment, for that the present case was registered.

2. On having been refused post arrest bail by learned IVth Additional 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.

3. Heard arguments and perused the record.

4. The FIR of the incident has been lodged with delay of two days. The role attributed to the applicant in commission of incident is only to the extent that he made aerial firing to create harassment. The parties are already disputed over landed property; therefore the sharing of common intention in commission of incident on part of the applicant would be determined at trial. 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.

5. In view of above the applicant is admitted to bail subject to his furnishing solvent surety in sum of Rs.200,000/- (Two lacs) and P.R bond in the like amount to the satisfaction of learned trial Court.

6. The instant bail application is disposed of accordingly.

JUDGE

Nasim/P.A