

**IN THE HIGH COURT OF SINDH AT KARACHI****Crl. Bail Application No. 2352 of 2023**

Applicant : Muhammad Yaseen  
through Mr. Ali Ahmed Turabi, Advocate

Respondent : The State  
through Mr. Muhammad Iqbal Awan, Addl.P.G  
along with complainant and I.O.

Date of hearing : 18<sup>th</sup> December, 2023

**ORDER**

**OMAR SIAL, J.**: Mohammad Yasin has sought post-arrest bail in Crime No. 387 of 2022 registered in sections 397 and 34 P.P.C at the Gulshan-e-Iqbal police station. His earlier bail plea was dismissed on 12.9.2023 by the learned 3<sup>rd</sup> Additional Sessions Judge, Karachi East.

2. The FIR mentioned above was registered on 10.5.2022 on the complaint of Waqar Arif, who reported an incident earlier that day. Waqar said that he was driving back home when two armed people intercepted him on a motorcycle who, on the show of weapons, robbed him of his mobile phone and Rs. 2000. On 22.6.2023, two persons, including the applicant, were arrested. Interrogation revealed that they were also involved in this present case. I have heard the learned counsel for the applicant and the learned Additional Prosecutor General. I have also listened to the complainant in person; my observations and findings are as follows.

3. The complainant, a respectable young doctor by profession told the court that he had identified both the applicants in an identification parade. Although, as the parade was conducted over a month after the incident, he was not one hundred per cent sure that the two men were the same as the ones who robbed him, he had a strong suspicion that they were indeed the robbers. The honesty of the complainant, Waqar Arif, is appreciated.

Despite what the complainant told the court, I am of the view that keeping in mind the fact that the applicant's companion who was arrested along with him has eight cases registered against him previously, most of them for robbery and has also been booked for terrorism offences, coupled with the fact that the applicant himself has two cases registered against him pertaining to robbery and possessing an unlicensed weapon and the robbed phone of the complainant was also recovered from them, there seems a strong likelihood at the moment that the police has caught the right people. Of course, the learned Trial Court will determine their guilt after it has had an opportunity to analyze the evidence produced. Keeping in mind the exponential rise in street crime in the city recently, it would be safer for society at large to keep the applicant in jail until the final adjudication at trial.

4. The bail application stands dismissed.

**JUDGE**