

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
Crl. Bail Application No. S-876 of 2023
(*Muhammad Deen and others Vs. The State*)

1. For Orders on office objections.
2. For Orders MA No. 7699/2023 (Ex./A)
3. For hearing of Bail Application

22-01-2024.

Mr. Shabbir Ali Bozdar, advocate for the applicants.
Mr. Zulfiquar Ali Jatoi, Additional P.G for the State.

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It is alleged that the applicants with rest of the culprits after having formed an unlawful assembly in furtherance of its common object caused fist, kicks, lathi and iron rod blows to complainant Muhammad Nawaz with intention to commit his murder, for that the present case was registered.

The applicants on having been refused post-arrest bail by learned IIIrd Additional Sessions Judge, Ghotki have sought for the same from this Court by way of instant bail applications under section 497 Cr.P.C.

Heard arguments and perused record.

The injuries attributed to the applicants are either bailable and/or not falling within prohibitory clause of section 497 (ii) Cr.P.C. whether, such injuries were caused to the complainant by the applicants with intention to commit his murder? It requires its determination at trial. The parties are disputed over matrimonial affairs. The case has finally been challaned and there is no likelihood of absconsion or tampering with the evidence on the part of the applicants. In these circumstances a case for release of the applicants on bail on point of further inquiry obviously is made out.

In view of above the applicants are admitted to bail subject to their furnishing solvent surety in sum of Rs.50,000/- each and P.R bond in the like amount to the satisfaction of learned trial Court.

The instant bail application is disposed of accordingly together with listed application.

Judge

Nasim/P.A