

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Cr. Bail Appln. No. S – 421 of 2023

DATE

ORDER WITH SIGNATURE OF JUDGE

Hearing of bail application

1. For orders on office objection at Flag 'A'
2. For hearing of bail application

09.10.2023

Mr. Riaz Ali Maitlo, Advocate for the Applicant
Mr. Shafi Muhammad Mahar, Deputy Prosecutor General for the
State

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ORDER
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MUHAMMAD IQBAL KALHORO, J.- Applicant was arrested by police of police station, Gambat during patrolling from a link road near khuhra minor on 08.02.2023 and from his possession 2 kg charas was recovered. Hence FIR.

2. Learned counsel for the applicant submits that applicant is innocent and has been falsely implicated in this case; earlier to this FIR, one FIR No.10/2022 under Section 397 PPC was registered at police station, Tando Masti Khan against him, which was disposed of under 'C' class; the police are bent upon to falsely implicate the applicant.

3. On the other hand, learned DPG for the State has opposed bail and submits that out of two witnesses one witness has already been examined and now evidence of only Investigating Officer is to be recorded, hence directions to expedite the trial to the Court will serve the interest of justice.

4. I agree with learned DPG that the trial has already been commenced and one witness has been examined. *Prima face*, applicant appears to be involved in an offence which is against the society and therefore, he is not entitled to concession of bail. Hence, this bail application is dismissed. However, the trial Court is directed to conclude the trial within a period of two months, after which, in any case, applicant would be at liberty to file application for fresh consideration of bail. The observations made herein above are tentative in nature and will not prejudice the case of either party at the trial.

Judge