

ORDER SHEET

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

Crl. Bail Application No.S-159 of 2023

((Hasnain Abbasi Vs. The State

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1. For Orders on MA No. 1525/2023.
 2. For hearing of Bail Application

16-10-2023.

Mr. Aftab Hussain Shar, advocate for applicant.
 Syed Sardar Ali Shah Rizvi, Additional P.G for the State.

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Irshad Ali Shah, J;- It is alleged that the applicant, with rash and negligent driving of car caused injuries to the complainant party, for that the present case was registered.

2. The applicant on having been refused Pre-Arrest bail by learned IIIrd Additional Sessions Judge, Khairpur, has sought for the same from this Court by way of instant bail application under Section 498-A Cr.P.C.

3. It is contended by learned counsel for the applicant that offence is bailable, therefore the applicant is to be admitted to bail as matter of right, which is not opposed by learned Additional P.G for the State.

4. Heard arguments and perused the record.

4. The FIR of the incident has been lodged with delay of about 18 days, such delay having not been explained plausibly could not be over looked. All the penal sections applied in FIR are bailable. The case has finally been challaned and there is no apprehension of absconsion or tempering with the evidence on the part of the applicant. In these circumstances a case for grant of pre-arrest bail in favour of the applicant is made out on point of malafide.

5. In view of above, the interim pre-arrest bail already granted to the applicant is confirmed on the same terms and conditions.

6. The instant bail application is disposed of accordingly.

Judge

