

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Cr. Bail App. No. S – 204 of 2024

Date of hearing	Order with signature of Judge
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Hearing of bail application

1. For orders on office objections at Flag-A
2. For hearing of bail application

13.05.2024

Mr. Shafique Ahmed Laghari, Advocate holding brief for Mr. Abdul Samad Noonari, Advocate for applicant along with applicant.
Mr. Aftab Ahmed Shar, Additional Prosecutor General.

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Muhammad Iqbal Kalhoro, J. – Allegedly, applicant and others on 16.01.2024 barged into house of complainant on account of previous enmity and asked them to vacate the same. When complainant party raised cry, accused including applicant caused beating to them, injuring three (03) persons, namely Sabir Ali, Sadam Hussain and Ali Haider. Applicant is said to have caused a head injury to Ali Haider with a brick stone, however, there is no medical record of such injury. The case initially was disposed of in “C” class, but the Magistrate took cognizance of the offence. Learned Additional Sessions Judge has dismissed pre-arrest bail without even realizing that there was not medical record indicating injury to the victim, and there is delay of four (04) days in registration of FIR. More so, it is urged that the FIR is a counterblast of FIR No.11 of 2024 of same police station, registered by applicant party against the complainant party.

2. Therefore, on these grounds and in view of no objection by learned Additional Prosecutor General, this application is **allowed**, and ad-interim pre-arrest bail already granted to applicant vide order dated 05.04.2024 is hereby **confirmed** on the same terms and conditions.

3. The observations, as above, are tentative in nature and not meant to affect merits of the case before the trial Court.

The bail application is accordingly **disposed of**.

J U D G E