

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No.755 of 2024
(Aamir v. The State)

Date	Order with signature of Judge
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For hearing of bail application

29.05.2024

Mr. Irfan Ali Jamali, advocate for the applicant

Mr. Mumtaz Ali Shah, Assistant Prosecutor General Sindh

It is alleged that the applicant with the rest of the culprits during the robbery fired at complainant Muhammad Asghar intending to commit his murder which he managed to save; he was apprehended at the spot in injured condition and from him was recovered an unlicensed pistol, for which the present case was registered.

The applicant having been refused bail by learned IInd -Additional Sessions Judge, Karachi, West, has sought the same from this Court by way of instant bail application under Section 497 Cr.P.C.

It is contended by learned counsel for the applicant that the applicant is innocent and has been involved in this case falsely by the complainant party only to satisfy its matrimonial dispute with him and he has been in custody for one year, therefore, he is entitled to be released on bail on the point of further inquiry, which is opposed by learned Asstt. PG for the State by contending that on arrest from the applicant has been secured an unlicensed pistol which he was having at the time of the incident and the case against him is at the verge of its final disposal.

Heard arguments and perused the record.

The applicant is named in FIR with the specific allegation that during the robbery he fired at the complainant intending to commit his murder; he sustained an injury which was caused to him by the complainant with his pistol in self-defence. The applicant was arrested on the spot by the public and police officials and from him is recovered unlicensed pistol. The case is on the verge of its final disposal; therefore, evidence brought on record could not be discussed by this Court at this stage. There appear reasonable grounds to believe that the applicant is guilty of the offence with which he is charged, thus no case for his release on bail on the point of further inquiry is made out. Consequently, the instant bail application is dismissed.

J U D G E