

ORDER SHEET  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD**

Criminal Bail Application No.S-934 of 2024

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**DATE ORDER WITH SIGNATURE OF JUDGE**

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**09.09.2024**

Mr. Aijaz Ahmed Shaikh advocate for applicant.  
Syed Zafar Ali Shah advocate along with PWs/Injured.  
Ms. Rameshan Oad, A.P.G.

**ZULFIQAR ALI SANGI, J.-** Through this application applicant seeks post-arrest bail in Crime No.129/2023 registered at P.S. Matli U/s 395, 337-A(I) PPC. Earlier he moved several bail applications before the trial court including this court, some of them were decided on merits and some of them on technical grounds.

2. Today, PWs/injured Sajjad having CNIC No.41103-9673583-5, Muhammad Akhtar having CNIC NO.41103-2659605-1 and Muhammad Soomar having CNIC No.41103-2939192-1 have appeared and raised no objection for grant of bail to the applicants. Counsel for complainant also raised no objection for grant of bail. However, the same has been opposed by APG.

3. Though section 395 PPC is not compoundable and punishable with imprisonment for life or with rigorous imprisonment for a term which shall not be less than four years nor more than ten years and shall also be liable to fine, however, it is settled law that for deciding the bail plea lesser sentence is to be considered in view of case law ***SHEZORE and another Vs. THE STATE (2006 YLR 3167)***. Further co-accused Muhammad Hassan has already been granted bail by the trial court on the ground of no objection by the complainant party.

4. Under such circumstances, applicant is also entitled for the same relief. Result thereof the bail application is allowed and the applicant is admitted to post-arrest bail subject to his furnishing solvent surety in the sum of Rs. 100,000/- and PR bond in the like amount to the satisfaction of Trial Court.

**JUDGE**