

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH BENCH AT SUKKUR**

Crl. Bail Application No. S -921 of 2023

*(Adnan Kalwar Vs. The State)*

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1. For Orders on office objection.
2. For hearing of bail application.

**04-03-2024.**

Mr. Ali Raza Kalwar, advocate for the applicant.  
Mr. Muhammad Ali Napar, advocate for the complainant  
Mr. Aftab Ahmed Shar, Additional P.G for the State.

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**Irshad Ali Shah, J;**-It is alleged that the applicant with rest of the culprits in furtherance of their common intention by making trespass into the house of complainant Mst. Haseena caused fire shot injury to PW Abdul Latif on calf of his left leg with intention to commit his murder and then went away by threatening the complainant of her murder, for that the present case was registered.

2. The applicant on having been refused pre-arrest bail by learned Sessions Judge, Ghotki has sought for the same from this Court by way of instant Crl. Bail Application u/s 498Cr.P.C.

3. Heard arguments and perused the record.

4. The FIR of the incident has been lodged with delay of two days; such delay having not been explained plausibly could not be over looked. On medical examination, PW Abdul Latif was found sustaining the injuries with some hard and blunt substance, such fact belies the complainant that the said injured was fired at. At one moment, the applicant was found to be innocent even by the police.

The parties are disputed over landed property. The case has finally been challaned. The applicant has joined the trial and there is no allegation of misusing the concession of interim pre-arrest bail on their part. In these circumstances, a case for grant of pre-arrest bail to the applicant on point of further inquiry and malafide obviously is made out.

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

6. The instant bail application is disposed of accordingly.

Judge

Nasim/P.A