

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR

CrI. Bail Application No.S-171 of 2024
(*Asim and another v. The State*)

Mr. Raja Altaf Hussain Shar, Advocate for applicants.

Mr. Aftab Ahmed Shar, Additional P.G for the State along with complainant Mst. Rehana and ASI/I.O Manzoor Ahmed of P.S, Kot Lalu.

Date of Hearing & Order: **15-04-2024**

ORDER

MUHAMMAD IQBAL KALHORO, J.: Complainant has alleged in FIR that she is a married lady and was present in her own house situated in village Mitho Islami Rajper, Taluka Faiz Ganj on 03.01.2024, when applicants, who are brothers along with other accused namely Kashif and Rashid who are also their brothers entered her house and then on the show of a pistol, applicant Asim committed rape with her, whereas, his three brothers cut her hair to defame her. FIR was registered on 22.01.2024 after 19-days.

2. Learned counsel in defence has pleaded for bail on the ground of delay in FIR and so also on a statement of complainant before the Magistrate concerned exonerating both the applicants. Complainant is present and states that at the instance of her husband she had got FIR registered against the applicants who are brothers *inter se* . I.O is also present and states that before various forums, complainant has given the same statement, and on the contrary had revealed that her hair was cut by her husband, hence she has made her husband as an accused who is absconder by far. Learned Additional P.G in such circumstances submits that a case of further enquiry against the

applicants has been made out and he has no objection to bail of the applicants.

3. Accordingly, this bail application is **allowed** in view of above facts and circumstances and the applicants are admitted to post-arrest bail subject to their furnishing solvent surety in the sum of **Rs.100,000/- (One Lac) each** with P.R bond in the like amount to the satisfaction of the trial Court. The observations made hereinabove are tentative in nature and shall not influence the trial Court while deciding the case on merits.

JUDGE

Ahmad