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ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Cr. Bail Application No.S- 297 of 2019.

Date of hearing	Order with signature of Judge
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1. For orders on office objection
2. For hearing of bail application.

06.02.2020.

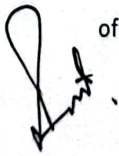
Mr. Jawed Ahmed Soomro, Advocate for the applicant.

Mr. Ali Anwar Kandhro, Addl. Prosecutor General, Sindh.

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**ZAFAR AHMED RAJPUT-J:-** Through instant application, applicant Sarfarz Ali son of Ameer Bux Ghanghro, seeks post arrest bail in Crime No.GO-02/2018, ACE-Kandhkot, for offence under sections 409, 161,420,466,467,468,470,471, 34 PPC. His earlier application for grant of bail bearing No.219 of 2019, was heard and dismissed by the learned Special Judge, Anti Corruption (Provincial), Larkana vide order dated 13.5.2019.

Brief facts of the prosecution case as narrated in the F.I.R are that aforementioned case was registered in the result of an inquiry into HRC Case No.3417-S/2015 arising out on application of one Sikandar Ali Sabzoi received from the Hon'ble Supreme Court of Pakistan at Islamabad alleging that accused Abdul Raheem Bahlkani, the then ADOE (Male) Kandhkot in collusion with Din Muhammad Suhryani, the then DEO, Kashmore @ Kandhkot illegally managed appointment order bearing No.786 dated 11.11.2014 in favour of his son Suhail Rahim Bahlkani as PST under a fake outward number and bogus medical certificate dated 16.10.2014. Accused Abdul Rahim Bahlkani, in collusion with accused Abdul Aziz Bullo, the then DEO, Kashmore @ Kandhkot, Adnan Ahmed Qazi the then Sub-Accountant and Sarfraz Ali Ghanghro (present applicant) allegedly hired a fake personal I.D No.10788319 in favour of beneficiary Suhail Rahim who then received salary from Government through Al-Habib Bank at Kandhkot and thereby caused wrongful loss to the public exchequer thus the above named accused with common connivance with each other committed the offence of corruption, fraud, forgery, misappropriation by way of misuse of their official authority.



Learned counsel for the applicant states that the applicant is innocent and has falsely implicated in the case; that the applicant, who is serving as Sub-Accountant in District Accounts Office, Kashmore @ Kandhkot, otherwise has no official capacity for opening I.D of any government employee; that the name of Abdul Aziz Bullo, the District Accounts Officer, Kandhkot @ Kashmore after investigation has been placed in column No.II, of the charge sheet for want of evidence to implead him in the commission of alleged offence while co-accused Adnan Ahmed Qazi, Himath Ali Soomro and Suhail Rehim (the beneficiary) have already been admitted on bail by this court vide order dated 27.5.2019, passed in Cr. B. A.No.S-232,233 and 234 of 2019, and the case of present applicant/accused is on better footings.

On the other hand learned Additional Prosecutor General, though maintains that prosecution has sufficient evidence against the applicant to implead him with the commission of alleged offence however, concede to grant of bail to present applicant on the ground of rule of consistency.

It appears that police has submitted the challan. The applicant is confined in judicial custody since 19.4.2019. Whatever, the allegation against the present applicant/accused is, it is an admitted position that three co-accused named above have already been admitted to bail by this Court and apparently the case of present applicant/accused appears on better footings, hence, considering the rule of consistency, he is admitted to post arrest bail subject to his furnishing solvent surety in the sum of Rs.300,000/- (Rupees Three Lac only) with P.R. bond in the like amount to the satisfaction of learned trial court.

  
JUDGE

S.Ashfaq