

**ORDER-SHEET**  
**IN THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA**

**Cr.B.A.No.315 of 2015**

Date of hearing	Order with signature of Judge
<u>21.11.2016,</u>	For hearing.


**ORDER,**

Mr. Akbar Ali H. Dahar Advocate for the applicants.  
 Mr. Gada Hussain Abro DDPP for the State.  
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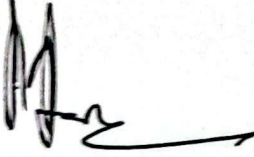
Through instant application, applicants are seeking post arrest bail in crime No.79 of 2015 registered at Police Station Rehamtpur for offence under section 365-B PPC. It is alleged in the F.I.R that on 04.05.2014 at about 12:00 midday applicants along with co-accused abducted daughter of complainant namely Mst. Nazia on the pointation of weapons for the purpose of committing Zina. The F.I.R to the above effect was registered on 10.06.2015 after more than one year of the incident and on the same day the applicants were arrested. Since then, they are facing the trial. Applicants' case for bail here is that they have been implicated in this case due to some enmity; that although a thorough investigation was conducted but the recovery of the abductee could not be effected from them and only evidence against them is the word of complainant and the statements of the witnesses who are his close relatives.

On the other hand learned DDPP has opposed grant of bail to the applicants on the ground that applicants are nominated in the F.I.R with specific role.

I have considered the submissions and perused the material available on record. The delay of more than one year has not been properly explained by the complainant. During investigation the abductee could not be recovered from the applicants. Complainant and applicants are residents of same area and appear to be inimical to each other as not only the present F.I.R but an F.I.R bearing crime No.27 2015 registered by brother of the complainant is also pending between the parties. Applicants are behind bars since 10.6.2015 but still no progress in the trial has been made and as the challan has been submitted, the applicants are not required for the purpose of



investigation. In the circumstances this application is allowed. Applicants are granted bail against furnishing a solvent surety of Rs.100,000/- (Rupees One Lac) each and PR bond in the same amount to be executed before the trial court to its entire satisfaction.

  
JUDGE 21-11-2016

S.Ashfaq