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ORDER SHEET  
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA  
Crl. Bail Appln. No.D-45 of 2016.

DATE OF HEARING	ORDER WITH SIGNATURE OF HON'BLE JUDGE
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1. For orders on office objection as Flag 'A'.
2. For orders on M.A.No.3148/2016.
3. For orders on M.A.No.3149/2016
4. For Hearing.

23.08.2016.

Mr. Altaf Hussain Surahiyo, advocate for the applicant along with applicant.

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1. Deferred for the time being.
2. Urgency application is granted.
3. Granted subject to all just exceptions.
4. Applicant SIP Manzoor Ali through instant Ist. Crl. Bail Application under section 498-A, Cr.P.C seeks pre arrest bail in Crime No.56/2016 registered at Police Station Warrak, District Kamber Shahdadkot under section 364, 324, 342, 337-H(ii), 365-A PPC R/w section 6/7 ATA.

Learned counsel for the applicant submits that the aforementioned FIR was lodged on 06.06.2016 by one Gul Bahar alias Behari which was investigated by DSP Ghulam Subhani, who after completing investigation submitted report under section 173, Cr.P.C for disposal of the FIR in 'B' Class before the learned Special Judge, ATC, Larkana, but the learned Judge disagreeing with the summary report entrusted the same to one Inspector Ghulam Ali Jumani of Sukkur Division for reinvestigation vide order dated 22.06.2016, hence the matter was reinvestigated and thereafter Inspector Ghulam Ali Jumani submitted investigation report wherein the applicant was shown innocent. However, the learned Special Judge, ATC, Larkana disagreeing with the reinvestigation report of Inspector Ghulam Ali Jumani added section 365-A, 220, PPC read with section 6/7 ATC and issued NBWs against the present applicant. Learned counsel further submits that the order passed by the learned Special Judge on the reinvestigation conducted by the Inspector Ghulam Ali Jumani has



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been challenged by the applicant in Constitutional Petition bearing C.P.No.747/2016 which is pending adjudication before this Court.

Per learned counsel for the applicant the innocence of the applicant has proved from the investigation and reinvestigation conducted by DSP Ghulam Subhani and Inspector Ghulam Ali Jumani, respectively but even then the learned Special Judge, ATC without lawful authority, by inserting section 365-A, 220, PPC, issued NBWs against the applicant. Learned counsel further submits that if the applicant is arrested, he shall be humiliated, therefore, he seeks indulgence by this Court.

Without touching the merits and demerits of the case, the applicant is admitted to pre-arrest bail subject to his furnishing solvent surety in the sum of Rs.,50,000/- and P.R bond in the like amount to the satisfaction of Additional Registrar of this Court. To come up on 08.9.2016 for confirmation or otherwise with C.P.No.D-747/2016. NBWs, if issued, by the trial Court against the applicant shall remain suspended till next date of hearing.

M. Akbar  
Judge

Judge

Mr. Muhammad Rafiq S/o Ali M. Usad  
Stood surety for applicant namely SIP Mangray  
Ali S/o Akmal Dind Chaudhry  
in the sum of Rs. 50000 each Total  
Rs: 50000 on: 23-08-2016  
Vide Surety Bond No. 345/2016

[Signature]  
Accountant  
23.08.16