

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD

Criminal Bail Application No.S-454 of 2021.
Criminal Bail Application No.S-449 of 2021.

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection
2. For hearing of main case

22.10.2021.

Mr. Mohammad Jamil Ahmed advocate for applicant in Criminal Bail Application No.S-449 of 2021.

Mr. Haji Khan Brohi, advocate for applicant in Criminal Bail Application No.S-454 of 2021.

Mr. Nazar Muhammad Memon, Additional Prosecutor General.
Applicants are present on interim pre-arrest bail.

ORDER

MUHAMMAD IQBAL KALHORU, J:- Applicants Dr. Sidra and Mid-wife Mst. Tasleem were posted in Government Hospital Tando Muhammad Khan on 26.05.2021 when one lady namely Saima alias Seema arrived in emergency ward for delivery purpose. They both attended to her. She gave birth to a pre-mature dead baby of six months, who was later on buried by Edhi Organization at the instance of applicants as meanwhile Mst. Seema had decamped from the hospital. They are accused of facilitating her in concealing her delivery being a virgin and unmarried lady, and that they had charged her of Rs.4,000/- against delivery.

This FIR was got registered by the State and in the entire FIR it is not stated that applicants were aware that Mst. Seema was unmarried or virgin. They both had performed duty and had attended to her in emergency in routine manner. As far as charging Rs.4,000/- from Mst. Seema is concerned, prima facie no evidence has been collected in this regard. The case against the applicants therefore is one of further inquiry and their false implication cannot be ruled out. Although learned Additional Prosecutor General has opposed grant of bail to the applicants but has not been able to dispute the above facts.

Accordingly, in the light of what has been stated above, both the applications are allowed and ad-interim pre-arrest bail granted to the

applicants vide order 07.06.2021 and 08.06. 2021 are hereby confirmed on the same terms and conditions.

The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

JUDGE

Irfan Ali