

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.
Cr. Bail Appl No.2055 of 2024
(Qurban **vs.** The State)

05.11.2024

Mr. Allah Bakhsh Narejio, advocate for applicant
Mr. Khadim Hussain, Addl: PG Sindh

ORDER

MUHAMMAD IQBAL KALHORO J: On 22.04.2024 complainant was robbed of his belongings and motorcycle by three unknown persons at about 2100 hours from Mazda G-19 Stop, Sultanabad, Sector-04, Manghopir, West Karachi. Following day applicant and others were arrested in crime u/s 23 Sindh Arms Act and robbed motorcycle was recovered from them.

2. Applicant's counsel has based this case for bail on the ground that his name is not mentioned in the FIR, hence the case requires further enquiry.

3. Learned Addl: PG Sindh has opposed bail on the ground that robbed motorcycle was recovered from the applicant.

4. Since recovery of robbed motorcycle has been effected from the applicant the next day of incident, *prima facie* there sufficient evidence against the applicant has come. Learned Addl: PG Sindh has further submitted that there are two other cases of similar nature registered against the applicant. In the circumstances, the bail application is dismissed, however, the trial Court is directed to examine the complainant within a period of one month. After which, applicant would be at liberty to move a fresh bail application before the trial Court, which if filed, shall however be decided on its own merits.

5. Needless to mention that the observations made herein above are tentative in nature and would not prejudice case of either party at trial. The bail application is disposed of in the above terms.

J U D G E

Rafiq/P.A.