

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI.**

**Cr. Bail Appl. No.1557 of 2024**  
*(Sonharo Chang & others vs. The State)*

**Cr. Bail Appl. No.1738 of 2024**  
*(Meer Dost vs. The State)*

Date	Order with signature of Judge
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**For hearing of Bail Application.**

**16.10.2024.**

M/s. Ghulamullah Chang & Zakir Leghari, advocate for applicants  
M/s. Aftab Ahmed Memon & Aijaz Ahmed Memon, advocate for complainant  
Ms. Rubina Qadir, Deputy Prosecutor General Sindh

**ORDER**

**MUHAMMAD IQBAL KALHORO J:** These are two applications for bail. Cr. B.A. No.1738/2024 has been filed by Meer Dost, u/s 497 Cr.PC, whereas, Cr. B.A. No.1557/2024 has been filed by the applicants seeking pre-arrest bail in Crime No.31/2024, u/s 324, 147, 148, 149. 506-2, 504, 322, 337-H(ii), 337-A(i), 337-F(i) PPC, registered at Police Station Keenjhar Lake. Both the applications are disposed of by this order.

2. As per facts of FIR, there was already a dispute between the parties over occupation of the land of the complainant by the accused. On 19.06.2024 when complainant with his nephew Manzoor and Aisab were available in the shops situated at village Ghulam Muhammad Thengo, at about 08:15 a.m. applicants along with other accused duly armed with deadly weapons accosted them and by referring to the old dispute started direct firing upon them in which at least 26 persons standing nearby were injured. They have sustained multiple firearm injuries including the injuries u/s 337-D PPC punishable for 10 years.

3. Learned counsel for the applicants has contended that the applicants are innocent, have been falsely implicated in this case and there is no evidence of applicants being armed with deadly weapons and firing upon the injured. The injured sustained minor injuries and this is a case, which requires further inquiry. He has relied upon the case laws reported in **2022 P Cr. LJ Note 892020 P Cr. L J 31, 2022 P Cr. L J 981, 1998 S C M R 1528, PLD 1995 SC 34, 2014 S C M R 1349 and 1998 SCMR 500.**

4. On the hand learned counsel for the complainant and learned DPG have opposed bail on the ground that applicants are specifically named in FIR.

5. I have considered submissions of the parties and perused material available on record including the case laws. *Prima facie*, there is sufficient

evidence against the applicants that they armed with deadly weapons fired at the complainant party and injured at least 26 persons, many of them have sustained serious firearm injuries u/s 337-D PPC. This version is supported by the medical certificates showing the victims receiving firearm injuries and their statements u/s 161 Cr.PC. The memo of arrest and recovery also support version as the learned DPG has stated that at least 06 empties were recovered from the spot. No case for extra-ordinary concession of pre-arrest bail, therefore, is made out.

6. Applicant, Meer Dost is also specifically named in FIR to be armed with a gun and to have fired at the victims. *Prima facie* the action of the applicants is desperate and indiscriminate in which they have injured 26 persons from this firings. The case u/s 324 PPC is *prima facie* made out and he is also not found entitled to concession of post-arrest bail. Both applications, therefore, are dismissed, however, the trial Court is directed to expedite the trial and examine the material witnesses within a period of 03 months. After three months applicant Meer Dost would be entitled to file an application for bail before the trial Court for a fresh consideration.

7. Bail applications stand disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

**J U D G E**

Rafiq/P.A