

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI
Cr. Bail Appl. No.1314 of 2024

Date	Order with signature of Judges
------	--------------------------------

For hearing of Bail Application.

05.09.2024

Ms. Rutba Qureshi, Advocate for the Applicant.
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General Sindh.

Applicant Muhammad Haroon has been booked under FIR No.138/2023 u/s.397/353/324/186/34 PPC r/w S. 216 PPC registered at P.S Korangi, Karachi. He applied for post arrest bail in the Court of XIV Addl. District & Session Judge (East) Karachi which was declined vide order dated 22.04.2024; hence, he has approached this Court for post arrest bail.

2. The brief facts of the case as per FIR are that on 04.03.2023 complainant was going along with his son on motorcycle at 1845 hours, when they reached inside street near Bakri Pump, Korangi No.2½ Karachi 03 persons intercepted them with weapons and robbed him of cash of Rs.2100/- and a mobile phone. Whilst the robbers were attempting to make their escape good they were intercepted by the police and arrested them hence aforesaid FIR was lodged against the applicant along with other co-accused.

3. I have heard learned counsel for the applicant and learned Addl. Prosecutor General Sindh and have gone through the record.

4. The offences for which the applicant has been charged carry maximum sentence of less than 10 years imprisonment and the general rules is that bail should be granted in such like cases unless exceptional circumstances exist in order to decline the bail. In this case exceptional circumstances do exist as this is a case of street crime which needs to be deterred. However, it is noted that the complainant has given no objection by fling his affidavit, which is taken on record, to the grant of bail to the applicant Muhammad Haroon. Another co-accused Noor Muhammad in the same FIR was granted bail by this Court on 20.12.2023 also based on the

complainant having no objection to the grant of bail. Thus based on the no objection given by the complainant and the rule of consistency, post arrest bail is hereby granted to the applicant **Muhammad Haroon s/o of Muhammad Bakhsh** subject to furnishing his solvent surety in the sum of Rs.1,00,000/- (Rupees One Lac Only) and PR bond in the like amount to the satisfaction of trial Court.

5. The instant criminal bail application is disposed of in the above terms.

JUDGE

Zulfiqar/P.,A