

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Cr. Bail Application No. 04 of 2025

Date: Order with signature(s) of Judge(s)

For hearing of bail application.

02nd May, 2025.

Mr. Ali Akber Abro, advocate for applicant a/w applicant (On interim bail)

Ms. Rahat Ahsan, Addl. P.G Sindh a/w SIP Muhammad Akram of PS Pakistan Bazar.

KHALID HUSSAIN SHAHANI, J. – Through the instant bail application, the applicant seeks the concession of pre-arrest bail in Crime No. 618 of 2024, registered under Sections 324 and 34 of the Pakistan Penal Code at Police Station Pakistan Bazar.

Arguments of the learned counsel for the applicant as well as the learned Additional Prosecutor General Sindh appearing for the State have been heard and the material available on record has been examined.

A cursory perusal of the FIR reveals that the specific allegation of causing injury to the injured person, namely Sadiq, has been directly attributed to co-accused Muhammad Sanobar Qadri. The FIR is silent with respect to any specific overt act committed by the present applicant. No particular role has been assigned to the applicant either in the planning or execution of the alleged offence.

The Investigating Officer, who is present in Court, submits that after completion of the initial investigation, a report under Section 173 Cr.P.C. was submitted before the competent Court recommending disposal of the case in 'A' Class. However, the learned Magistrate, being dissatisfied with the said report, took cognizance of the matter and proceeded to summon the present applicant along with co-accused Muhammad Sanobar Qadri, while releasing two other accused persons from the case.

The learned Additional Prosecutor General Sindh, while appearing before this Court, has candidly conceded to the contentions advanced by learned counsel for the applicant and has recorded no objection to the

confirmation of pre-arrest bail in favour of the applicant, particularly in view of the fact that no specific role has been assigned to him in the commission of the alleged offence.

In light of the above circumstances and considering that the case against the present applicant calls for further inquiry within the contemplation of Section 497(2) Cr.P.C., I am of the view that the applicant has succeeded in making out a good prima facie case for the grant of pre-arrest bail.

Accordingly, the instant bail application is allowed. The interim pre-arrest bail earlier granted to the applicant on 01.01.2025 is hereby confirmed on the same terms and conditions. The applicant is directed to cooperate with the investigating agency and to attend the trial proceedings as and when required.

J U D G E