

HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD
Crl. Revision Application No.S-88 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
	1. For order on M.A No.8648/2025 (U/A)
	2. For order on office objection (s)
	3. For order on M.A No.8475/2025 (Exemption)
	4. For order on M.A No.8476/2025 (Stay)
	5. For hearing of main case
<u>21.10.2025</u>	

Mr.Ahsan Gul Dahri, Advocate for applicant Mr.Khalid Hussain Lakho,
D.P.G (**present in Court in other matter waives notice**)

1. Granted.

2to4. Applicant/accused Lal Khan @ Lal Bux @ Laloo Jatoi has filed this Criminal Revision Application against the order dated 20.09.2025, passed by the trial Court, wherein the applicant/accused was marked absent, his bail was recalled, NBWs were issued against him, as well as notice issued to his surety. Since 20.09.2025, the matter has been listed twice, and is expected to be taken up, again, tomorrow, i.e. 22.10.2025.

Counsel for the applicant has taken this Court to the case diaries of the trial Court, wherein it is evident that the applicant/accused Lal Khan has been in attendance consistently on several hearing dates. Consequently, he was only called absent without intimation on 20.09.2025. In the circumstances, counsel has relied on the judgments of this Court reported in **2014 P Cr. LJ 498 (Hubdar Ali vs. The State) and 2017 YLR Note 136 (Ms. Fatima Chandio and another vs. The State)**. Applicant/accused Counsel submits that the applicant/accused will surrender himself before the trial Court on the very next date of hearing, tomorrow, i.e., 22.10.2025 and essentially seeks protection.

As learned D.P.G. was also present in Court, this bench also sought the assistance of learned D.P.G., who submits that, in the circumstances, as no doubt that NBWs have been issued, the bail bond has not been cancelled. He submits further that to reduce the burden of cases on the docket of this Court, it would be appropriate to save time. Therefore, the same trial Court may decide to consider setting

aside the NBW, essentially a review of the impugned Order of the trial Court, for the reasons set out in this Cr. Rev. Appln.

Heard Counsel and learned DPG. The contention made by the learned D.P.G. appears to be reasonable. It is the prerogative of the Court that justice is to be done, efficiently and transparently. Although the applicant/accused has violated the concession of bail, the record, prima facie, reflects that he has always been present on previous hearing dates, diligently attending hearings and dedicated to the bail-granting Order passed by the High Court. In the facts and circumstances, this Criminal Revision Application is disposed of with the direction to the trial Court, to treat this Cr. Rev. Application as a condonation application for non-appearance of the applicant/accused as on 20.09.2025, consider the reasons for such condonation given by the applicant accused, and decide its outcome with reasons. As the bail bond has not been cancelled and remains intact, the applicant/accused may not be re-arrested until the trial Court decides the matter of its NBW Order dated 20.09.2025. In the event that the applicant/accused is not in attendance and/or does not surrender/submit himself to the trial Court on the next hearing date, i.e. 22.10.2025, then this order shall automatically stand recalled, and the trial Court's Order dated 20.09.2025 will stand revived.

The Office is directed to send a copy of this Order to the trial Court and obtain a report on the proceedings of 22.10.2025. Meanwhile, the trial Court shall submit its report concerning the outcome of the hearing of 22.10.2025 to the Office regarding the applicant/accused condonation request arising out of the NBW Order dated 20.09.2025 in terms of the direction articulated in this order as above.

The Criminal Revision Application stands disposed of in the above terms.

JUDGE