

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA

Criminal Bail Application No. S-397 of 2025

Date	Order with signature of Judge
Applicant Sajjad Ali son of Raban Guramani	: Through Mr. Mazhar Ali Mangan, Advocate
The State	: Through Mr. Sardar Ali Solangi, Deputy Prosecutor General, Sindh along with ASI Gulbahar of P.S Kamber City.
Complainant Advocate Muhammad Saleem son of Abdul Fatah Chandio	: In person
Date of Hearing	: 29.09.2025
Date of Order	: 29.09.2025

ORDER

Shamsuddin Abbasi, J:- Through this application, applicant Sajjad Ali seeks pre-arrest bail in Crime No.189 of 2025 of P.S Kamber City for the offence under Section 302 & 34 PPC. The applicant preferred Criminal Bail Application No.932 of 2025 before the Court of Sessions, which later was assigned to Addl. Sessions Judge-II, Kamber, who after due notice and hearing the parties, declined the request so made vide order dated 17.07.2025; hence, instant bail application has been maintained.

2. It is alleged in the FIR that co-accused had committed murder of deceased Mst. Sanam and mere his presence is shown at the scene of offence.
3. Learned counsel for the applicant submits that mere presence of the applicant has been shown in the FIR and parties have settled their dispute outside the Court.

4. The complainant, is an Advocate, has appeared and recorded his no objection for grant of pre-arrest bail on the ground that they have settled their dispute outside the Court.

5. Learned Deputy P.G, Sindh, in view of the above, has also recorded his no objection for grant of pre-arrest bail.

6. In my humble view, mere presence without assigning any active role by sharing common intention requires further inquiry in terms of Section 497 Cr.P.C. Moreover, the parties have settled their dispute outside the Court and alleged offence is compoundable and complainant has also recorded no objection for confirmation of interim pre-arrest bail granted to the applicant. Accordingly, instant bail application is hereby allowed; interim bail granted earlier to applicant **Sajjad Ali son of Raban Guramani** on 21.07.2025 is hereby confirmed on same terms and conditions.

7. Applicant present before the Court is directed to continue his appearance before the trial Court without negligence and in case he may misuse the concession or may temper with the prosecution's evidence then the trial Court would be competent to take legal action against him as well to his surety in terms of Section 514 Cr.PC.

8. The above observations are tentative in nature and would not prejudice the case of either side at the trial.

JUDGE

Zulfiqar