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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
1st CrI. Bail Application No.S-578 of 2024

Date	Order with signature of Hon'ble Judge
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1. For orders on office objection.
2. For hearing of Bail Application.

Mr. Abu Bakar Masood holding brief on behalf of Mr. Mazhar Ali Bhutto, along with the applicant.

Mr. Ali Anwar Kandhro, Additional Prosecutor General.

Date of Hearing : 16.01.2025.
Date of decision : 16.01.2025.

ORDER

Omar Sial, J.- Amanullah and Attaullah, both with the surname Narejo, have sought pre-arrest bail in crime number 55 of 2024 registered under sections 380, 457, 148, and 149 P.P.C. at the Lashari police station.

2. The F.I.R. mentioned above was registered on 06.09.2024, based on information provided by Sanaullah Bhutto. Bhutto recorded that on 27.08.2024, he was present in his house when the two applicants and three others broke into it and took his motorcycle, a battery, an iron, and a sewing machine with them.

3. I have heard the applicants and the learned Additional Prosecutor General. Both the applicants' and complainant's counsel remained absent. My observations are as follows.

4. No recovery has been effected from either applicant. They claim they were falsely involved in this case due to strained relations between the parties over children. I find it unnatural that five armed men would break into the house of a poor person to steal the type of items they are alleged to have stolen. The accused were all known to the complainant, as he has given their names in the F.I.R., yet there is no reason on record to show why it took ten days for registration of an F.I.R. The registration number of the motorcycle allegedly stolen has not been revealed, nor has the investigating officer conducted any

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inquiry to determine who the registered owner of that motorcycle was. Considering the strained relationship between the parties, malafide cannot be conclusively ruled out. The case against the applicants is one of further inquiry. The applicants have no crime record, are not a flight risk, and the evidence collected is in the possession of the police. The investigation is complete. No purpose will be served to incarcerate them.

5. Given the above, the interim pre-arrest bail granted to the applicants earlier is confirmed on the same terms and conditions.


JUDGE 16/1/25

Qazi Tahir PA*