

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
**Cr. B.A. No.2993 of 2025**  
(Ghulam Nabi vs. The State)

Present:  
Mr. Justice Muhammad Iqbal Kalhoro

For hearing of bail application

**Date of hearing**  
**& order**      **10.12.2025**

Mr. Ghulam Akbar Uqali, advocate for applicant  
Mr. Aijaz Ahmed Memon, advocate for applicant  
Mr. Ali Haider Salim, Addl: PG Sindh

**ORDER**

-----

**Muhammad Iqbal Kalhoro, J:-** Applicant is seeking post arrest bail in a case bearing Crime No.50/2024, registered at Police Station Mirpur Sakro, u/s 302, 324, 337-F(ii), 504 & 114 read with Section 34 PPC by means of this application.

2. It is alleged in FIR that on 06.05.2024, on account of a dispute between the parties over the affairs of their kids, Mushtaq instigated accused Masroof and applicant Ghulam Nabi to commit murder of the complainant party upon which both the aforesaid accused fired from their guns on the complainant party murdering Pyar Ali and injuring two minors Imtiaz and Irshad, who have received firearm arm injuries falling u/s 337-F(2).

3. Learned counsel for the applicant has argued that applicant is not guilty of murder of deceased. The role against him is of injuring PWs Imtiaz and Arshad. Their injuries do not fall within the prohibitory clause and are punishable with imprisonment of only for three (03) years, hence, applicant is entitled to bail.

4. Conversely, learned counsel for the complainant as well as learned Addl: PG Sindh, have opposed bail to applicant stating that he has actively participated in the incident and has injured two (02) witnesses from his firing. The applicant has changed as many as five (05) counsels in the trial with a view to cause delay, and even on the last date of hearing, he moved an application for adjournment although witnesses were available.

5. I have considered submissions of the parties and am of a view that the applicant is not entitled to concession of bail on the ground that *prima facie* he appears to have actively participated in the incident in which one person lost his life and two were injured. His role of injuring two witnesses at the spot

has to be considered in the whole context of the incident in which he armed with a pistol made firing upon the complainant and injured at least two persons. More so, it appears that the applicant is not interested in proceedings with the trial and has been moving adjournment applications despite presence of witnesses. In the circumstances, and in view of *prima facie* evidence against the applicant, the bail application is dismissed. The trial Court is directed to proceed with the trial and conclude it expeditiously by discouraging adjournment applications.

6. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

Rafiq/PA.