

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Bail Apps. No. S – 261 and 262 of 2025

(Dilshad Ali Pathan v. The State)

Date of hearing : 08.09.2025

Date of decision : 08.09.2025

Mr. Asadullah Soomro, Advocate for applicant.
Mr. Aftab Ahmed Shar, Additional Prosecutor General.

ORDER

Mahmood A. Khan, J. – Through these bail applications, the applicant seeks bail in Crime No.465/2024 (registered for offences under Sections 324, 353, 399, 402, PPC) and Crime No.466/2024 (registered for offence under Section 23(1)(a) of the Sindh Arms Act, 2013), both registered at Police Station 'B' Section, Khairpur, wherein he has been nominated as one of the accused persons who have been committed the offences in concert.

2. Learned Counsel for the applicant contends that although other cases are registered against the present applicant at the same Police Station, the complainant in the present matter is neither the Investigating Officer nor a witness in any of those cases. As such, the applicant's in the present FIR creates doubt regarding the veracity of the complainant's version of the incident. He further places reliance on the case of Zafar Nawaz v. The State and another (2023 SCMR 1977), in support of his argument concerning the impact of other FIRs registered against the applicant.

3. Learned Additional Prosecutor General, though formally opposes the bail application, could not rebut the element as to the identification made by way of the FIR.

4. Having heard the learned Counsels and gone through the record, apparently, the firing alleged in the matter has not been reported causing

any injury or harm. It is further observed that the manner of identification, made in the matter, creates a ground for further enquiry in view of the foregoing.

5. Accordingly, applicant's bail applications are **allowed**. The applicant is **granted post-arrest bail** in both the cases subject to furnishing solvent surety in the sum of Rs.50,000/- (*Rupees fifty thousand*) in each case and P.R. bonds in the like amount to the satisfaction of the learned trial Court.

6. Needless to mention here that observations as above are tentative in nature and not meant to affect merits of the cases before the learned trial Court.

The bail applications stand **disposed of** in the above terms. Office to place a signed copy of this order in the captioned connected matter.

J U D G E

Abdul Basit