

**HIGH COURT OF SINDH CIRCUIT COURT
MIRPURKHAS**

Criminal Bail Application No.S-397 of 2025

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Applicants: (i). Din Muhammad @ Dino s/o Wahyoun.
(ii). Anwar s/o Khan Muhammad.
Through Mr. Haji Qalandar Bux Laghari,
Advocate.

Respondent: The State
Through Mr. Dhani Bakhsh Mari,
Assistant Prosecutor General Sindh.

Complainant: Muhammad Irfan s/o Noor Muhammad.
Through M/s. Kamran Bhatti and Rana
Muhammad Ali, Advocates.

Date of Hearing: 16.02.2026

Date of Order: 18.02.2026

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ORDER

Miran Muhammad Shah, J-: Through instant bail application, the applicants/accused namely Din Muhammad @ Dino and Anwar seek post-arrest bail in Crime No.137 of 2025 for offence under Sections 397 PPC registered at PS Town, after dismissal of their bail plea by the learned Additional Sessions Judge-I, Mirpurkhas, vide order dated 05.12.2025.

2. The details and particulars of the F.I.R are already available in bail application and the F.I.R, as such, need not to reproduce the same hereunder.

3. Learned counsel for the applicants/accused submits that the applicant/accused is innocent and has been falsely implicated in the

present case; that the name of the present applicant/accused is not mentioned the contents of FIR and the complainant in his further statement disclosed the name of present applicants/accused with malafide intention; that nothing was recovered from the possession of the applicants/accused and no specific role has been assigned to the applicants/accused and the alleged offence does not fall within the prohibitory clause of section 497 Cr.P.C and co-accused has already been granted pre-arrest bail in this case by this Court. Lastly, he prayed for the grant of bail.

4. Conversely, learned A.P.G and learned counsel for the complainant have vehemently opposed for the confirmation of bail to the applicants/accused and prayed for dismissal of the instant bail application.

5. I have heard the learned counsel for the applicants/accused, learned counsel for the complainant and learned A.P.G for the State and perused the record.

6. It seems that the name of the present applicants/accused have not been nominated in the FIR, and the name of the applicant/accused Anwar transpired in the challan after the recording of the further statement of the complainant. Perhaps it may be argued that, due to ill will or mala fide intention, the complainant has falsely involved the present applicants/accused. However, the alleged recovered amount/property is contravened to the contents of the FIR, which requires further consideration. Moreover, the alleged offences does not fall within the prohibitory clause of Section 497, Cr.P.C, so also the co-accused has already been granted bail by this Court. The charge has already been framed, and the applicants/accused are behind bars since

their arrest, with no further investigation required. Therefore, the applicants are admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs. 50,000/- (Rupees Fifty Thousand only) each and a P.R. bond in the like amount to the satisfaction of the learned trial Court.

7. The observations made here-in-above are tentative in nature and would not prejudice the case of either party at the trial.

The application stands disposed of.

JUDGE

Adnan Ashraf Nizamani