

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Criminal Bail Application No.S-1251 of 2025
(Sheeraz son of Jurial v. The State)

DATE

ORDER WITH SIGNATURE OF JUDGE

1. For orders on office objection
2. For hearing of main case

30.03.2026

Mr. Arsalan Ali Arain, Advocate along with Applicant on interim pre-arrest bail.
Mr. Aghis-U-Salam Tahirzada, Advocate along with Complainant
Mr. Siraj Ahmed Bijarani Assistant PG.

Crime No.34 of 2024
u/s 337-A(i), 337-F(i), 337-F(iii),
337-A(iv), 337-V(vi), 147, 148, 149,
504, 506(2) PPC.
P.S. SITE, Hyderabad

ORDER

Adnan Iqbal Chaudhry, J. - The Applicant's first application for pre-arrest bail was dismissed on the merits by the Additional Sessions Judge, Hyderabad on 23.07.2024. The second application for pre-arrest bail before the High Court met the same fate on 02.12.2024. Thereafter, the Applicant went back to the Additional Sessions Judge, Hyderabad with a third application for pre-arrest bail on the premise of a fresh ground, which too was dismissed by order dated 07.10.2025. This is now the Applicant's fourth application for pre-arrest bail.

2. Heard learned counsel and perused the record.
3. The informant, who has the same name as the Applicant, made the FIR on 12.04.2024 alleging that the Applicant and co-accused persons, armed with weapons, attacked the informant and companions and inflicted injuries upon them. A specific role was assigned to the Applicant viz. causing injuries to Dilshad with the butt of a pistol. The High Court did not find the FIR to be malafide and denied pre-arrest bail to the Applicant on 02.12.2024.
4. The ground taken by the Applicant for a fresh bail application to the Additional Sessions Judge was that a Special Medical Board constituted to reappraise the injuries

of Dilshad, had issued a report dated 06.11.2024 which came to the Applicant's knowledge on 06.12.2024 when it was received by the co-accused Zafar Ali via post i.e. after the High Court's bail dismissal order dated 02.12.2024. In that report, the Special Medical Board observed that there was "no remnant" of the injuries suffered by Dilshad.

5. Firstly, the injured Dilshad was examined by the Special Medical Board on 11.09.2024 i.e. after five (05) months of the incident; therefore, the finding that there was "no remnant" of the injuries suffered by him, could be due to the passage of time. Secondly, said report was issued by the Special Medical Board on 06.11.2024 i.e. before decision of the High Court on the Applicant's second bail application, but he did not rely on that report at that time. Responding to the latter query, learned counsel for the Applicant submits that the report was received by the co-accused in post on 06.12.2024, after one month of its issue. But even assuming that to be so, it does not establish that the Applicant had no knowledge of the report on 06.11.2024 when it was issued, especially when the opinion of the Special Medical Board had been sought at the instance of accused persons.

6. In view of the foregoing, this application for pre-arrest bail is dismissed, however, with the observation that nothing herein shall be construed to prejudice an application for post-arrest bail.

JUDGE

Ali Haider