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ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA.
1st Cr. Bail Appln. No.S- 417 of 2023.

Date of hearing

Order with signature of Judge.

1. For orders on M.A. No 45/2024.
2. For orders on office objections as flag A.
3. For hearing of bail application.

Applicant : Through Miss Ghulam Khudeja Bhatti, Advocate.
(Rashid Langah)

The State : Through Mr. Ali Anwar Kandhro, Asstt. P.G.
(Zahid Hussain)

Complainant : Present in person.

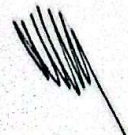
Date of hearing : 08.01.2024.

ORDER.

Muhammad Saleem Jessar-J :-Through this application, applicant seeks his admission on post arrest bail in Crime No.122 of 2023 of P.S Ratodero for offences under Sections 397, 511, 34 PPC. Applicant filed post arrest bail application before the trial Court/Additional Sessions Judge, Ratodero viz.Cr.Bail Appln.No.922 of 2023 where after hearing the parties his request was turned down vide order dated 14.7.2023, hence this application has been maintained.

2. Since the facts of the prosecution case are already mentioned in the FIR as well as bail application and the order passed by trial Court, therefore, there is no need to reproduce the same.

3. Learned counsel submits that mere attempt has been alleged against the applicant and nothing was robbed away. Besides, complainant of this case extends no objection on the ground that he had not nominated the accused in the FIR but it was police which arrayed him as accused in this case. Hence he has filed such his affidavit duly sworn in by him in office on 03.01.2024 which affirms the above position.



4. Learned Addl. P.G after going through the affidavit sworn in by the complainant has no objection for grant of bail application.

5. Admittedly, per FIR there was only an attempt and no offence was committed therefore, there is no recovery of any article. Complainant who has been shown victim of present crime states that he has not disclosed the name of applicant before police but police at their own implicated him in this case, therefore, he being innocent may be enlarged on bail.

6. Accordingly and in view of no objection extended by the Addl. P.G as well as complainant, instant post arrest bail application is allowed. Applicant shall be released on bail subject to furnishing solvent surety in the sum of Rs.50,000/= and P.R bond in the like amount to the satisfaction of trial Court/Additional Sessions Judge, Ratodero.

JUDGE

shabir