

ORDER SHEET

THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

Cr. Bail Appln. No. S-20 of 2019

Date	Order with signature of Judge
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1. For order on office objection.
2. For hearing of bail application.

18-02-2019

Mr. Muhammad Murad Chahcar, advocate for the applicants a/w applicants.

Mr. Sharafuddin Kaanhar, A.P.G for the State.

The complainant is present in person.

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**MUHAMMAD SALEEM JESSAR, J:-** Through instant criminal bail application, the applicants seek their admission on pre-arrest bail in Crime No.17/2018 of P.S. RD-109, under Sections 337-A(iii), A(i), F(i), 147 and 148 P.P.C. Their bail application was declined by the I-Additional Sessions Judge, Kandhkot vide order dated 07.01.2019.

2. Today applicants are present in court on bail. The complainant Bahaluddin, injured P.Ws Mehboob Ali, injured P.W Tahib and injured P.W Bhutto are present in persons, however, minor injured P.W Jamaluddin is not in attendance. The injured P.Ws present before the court submit that they have compromised outside the court with the accused, therefore, have no objection if the bail granted to the applicants be confirmed. Complainant and P.Ws present before the court submit that after grant of application, they will file joint application in terms of Section 345 Cr.P.C before the trial court.

3. Learned A.P.G. in view of the statement of the injured P.Ws, has recorded his no objection.



4. Since the offence with which the applicants have been charged are compoundable and therefore to enter into the compromise by the parties is their vested right. Consequently, in view of no objection extended by the injured P.Ws, except injured Jamaluddin, who yet to be produced by the complainant before the trial court against whom the injury which is said to be simple in nature and that has been declared by the concerned M.L.O as Shajja-e-Khafifa, which is bailable. Therefore, in view of their no objection, extended by the learned A.P.G., instant application is allowed. Interim order passed by this Court on 11.01.2019 is hereby confirmed on same terms and conditions.

5. Office is directed to send the copy of order to trial court for further proceedings.

~~Judge~~

Abdul Salam/P.A