

ORDER SHEET

THE HIGH COURT OF SINDH, CIRCUIT COURT LARKANA

I-Cr. Bail Appln. No. S-202 of 2017

I-Cr. Bail Appln. No. S-203 of 2017

I-Cr. Bail Appln. No. S-338 of 2017

Date Order with signature of Judge

1. For order on office objection.
2. For hearing of Bail application.

06-09-2017

Applicants Ali Anwar @ Anwar Ali, Agha Ayaz Ahmed and Nasrullah in Cr. Bail. Appln. No.202/2017 through M/s Asif Ali Abdul Razak Soomro, and Safdar Ali Ghouri Advocates (absent).

Applicant Waseem Hussain @ Ahmad Khan @ Wasim through in Cr. Bail. Appln. No.203/2017 through Mr. Abdul Rehman A. Bhutto, advocate.

Applicant Ghulam Abbas Janwari in Cr. Bail. Appln. No.338/2017, through M/s Yasin Khan Babar and Azhar Hussain Abbasi Advocates.
Mr. Aijaz Mustafa Samtio, DDPP.

All the applicants are present (on interim pre-arrest bail). Miss Sarfraz Shahid Sofia advocate files three vakalatnamas on behalf of the complainant in the captioned bail applications, which are taken on record.

Since counsel for the complainant seeks adjournment in Cr. Bail. Appln. No.S-202/2017 and 338/2017, therefore, with the consent of other side, both applications are adjourned to 25.09.2017.

The complainant is present in person files affidavit duly executed by her before I.T Branch of this court on 06.09.2017, which is taken on record. In her statement, she has categorically stated that she being complainant and real mother of deceased Mushtaque Ahmed, is well conversant with the facts and circumstances of the case. She has next contended that she has entered into compromise with accused Waseem Hussain @ Ahmad Khan @ Wasim and has excused him without any compensation, waived off the right of Qisas, Diyat, Arsh and Daman etc, therefore, has raised no objection if the interim bail already granted to the applicant/accused Waseem Hussain @ Ahmad Khan @ Wasim be confirmed.



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Heard Miss Sarfraz Shahid Sofia advocate for the complainant. She contends that the complainant has entered into compromise with accused Waseem Hussain @ Ahmad Khan @ Wasim outside the court and they would file joint application in terms of Section 345(5) and (6) Cr P.C. before the trial court, therefore, the complainant has no objection for the grant of bail to the applicant Waseem Hussain @ Ahmad Khan @ Wasim in Cr. Bail Appln No 203/2017.

Learned DDPP appearing for the State raised no objection in view of the affidavit filed by the complainant herself.

Since the complainant, who at the moment is victim and mother of deceased Mushtaque Ahmed being his Walli has raised no objection and filed her affidavit and no objection extended by DDPP, Cr. Bail. Appln. No 203/2017 is hereby allowed. Interim bail order dated 23.05.2017 is hereby confirmed on same terms and conditions. The applicant/accused Waseem Hussain @ Ahmad Khan @ Wasim is directed to join the trial where his case is pending for adjudication.

Cr. Bail. Appln. No.203/2017 stands disposed of.


Judge