

Order Sheet

IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

Cr. Bail Appl. No. S- 980 & 981 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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12.01.2026

Mr. Muhammad Waseem Jamali, Advocate along with applicants
Mr. Muhammad Ali Rajput, Advocate for Complainant.
Ms. Sana Memon, APG.

Applicants Faheem Qureshi and Muhammad Noman @ Noman in Cr. B.A. No. S- 980 of 2025 and applicant Shan Qureshi in Cr. B.A. No. S- 981 of 2025 seek pre-arrest bail in Crime No. 141 of 2025 registered at I Pinyari under Sections 337-A(i), A(ii), F(i), 504, 506, 147 & 149 PPC.

The FIR was registered on 18.8.2025on the information provided by Complainant Muhammad Zahid. The said Muhammad Zahid reported that there is bakery near his house owned by Naeem Qureshi in which applicant Shan used to play loud music. The Complainant complained against such loud music to Naeem Qureshi several times but the music continued. On 9.8.2025 Naeem Qureshi while riding his motorcycle hit the father of Complainant due to which harsh words were exchanged between the parties. Subsequently, both the parties had scuffle in which Noman and Faheem Qureshi being sons of Naeem Qureshi along with Rehan assaulted Ahmed Raza with iron rods and dandas and injured him.

I have heard learned counsel for the applicants and Complainant as well as learned A.P.G.

My observations and findings are as follows:-

- i. That section 337-A(i) with which the applicants have been charged is primarily bailable; while an offence under section 337-A(ii) although not bailable carries a primary punishment of payment of qisas or arsh and imprisonment upto five years. The offences though non-bailable falls within the non-prohibitory clause of Section 497 Cr.P.C. and keeping in mind the principles enunciated in the case of Tariq Bashir & 5 others v. The State

(PLD 1995 S.C. 34) I do not see any exceptional or extraordinary reasons to deny bail to the applicant.

- ii. The Complainant has filed his no objection certificate to the grant of bail to both the applicants. Malafide therefore, cannot be conclusively overruled at this preliminary stage. Given the above the interim pre-arrest bail already granted to the applicants is confirmed on the same terms and conditions.

JUDGE

karar_hussain/PS*