

ORDER SHEET
IN THE HIGH COURT OF SINDH BENCH AT SUKKUR
Crl. Bail Application No. S-369 of 2026
(Khalid Hussain @KhalidAli Korai V. the State)

DATE OF HEARING	ORDER WITH SIGNATURE OF JUDGE
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For hearing of bail application.

Date of hearing and order 29.06.2026

Mr. Abdul Shakoor Bullo, Advocate for applicant
Mr. Khalil Ahmed Maitlo, Deputy Prosecutor General

O R D E R.

Adnan-ul-Karim Memon J:- The applicant, Khalid Hussain @ Khalid Ali, seeks confirmation of pre-arrest bail in Crime No.95/2025, registered at P.S. Dadloi, District Sukkur, under Sections 379 and 411 PPC.

2. Briefly, the prosecution alleges that the applicant, along with other unidentified accused, committed theft of CPEC electric wires. His earlier pre-arrest bail application was declined by the learned trial Court vide order dated 27.01.2026 on the ground that the stolen property had allegedly been recovered from his premises, prima facie connecting him with the offence.
3. Learned counsel for the applicant submits that he is innocent and has been falsely implicated; no independent witness has been associated despite the alleged occurrence having taken place in a populated locality; the offences do not fall within the prohibitory clause of Section 497 Cr.P.C.; and apprehending arrest and humiliation, the applicant approached this Court, whereupon interim pre-arrest bail was granted vide order dated 28.04.2026. Learned Deputy Prosecutor General has supported the impugned order.
4. I have heard the learned counsel for the parties and perused the material available on record.
5. The tentative assessment of the record shows that although the applicant was earlier declined bail on the basis of alleged recovery, the prosecution version is not free from doubt, particularly when no recovery has been effected from the applicant

in the course of investigation. The investigation having been completed and the challan already submitted, the custody of the applicant is no longer required for investigative purposes. It is also an admitted position that after grant of interim pre-arrest bail, the applicant has been regularly joining the proceedings and no instance of misuse of concession, abscondence, or interference with the course of justice has been brought on record.

6. In such circumstances, keeping in view the settled principle that the object of bail is not punishment but ensuring attendance before the Court, and that liberty cannot be curtailed except on strong and exceptional grounds, this Court is of the considered view that no useful purpose would be served by withholding the concession of pre-arrest bail any further. The applicant has thus succeeded in making out a case for confirmation of interim pre-arrest bail granted by this Court vide order dated 28-04-2026.

7. Accordingly, the bail application is allowed and the interim pre-arrest bail granted vide order dated 28.04.2026 is confirmed on the same terms and conditions.

8. The observations herein are tentative in nature and shall not prejudice the case of either party at trial.

J U D G E

M.Ali*