

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr.B.A No.434 of 2015

Date Order with signature(s) of Judge(s)

For Hearing_____

03.06.2015.

Mr. Mehmood Baloch, Advocate for the Applicant
Mr. Zafar Ahmed Khan, D.P.G.
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Applicant Shah Faisal s/o Abdul Khalique is facing trial in
crime No.466/2014 for an offence under Section 23(i) A SAA 2013,
P.S CID Sindh Karachi-West.

Brief facts of the case as narrated in the FIR are that SIP
Muhammad Saleem alongwith P.C Shan, P.C. Allah Ditta, busy to
search absconded terrorist, during search spy informed that one
person standing in suspicious manner at Panka Hotel, Sher Shah
District West at Karachi, on this information we reached on the
spot, at about 0045 hours arrested one person, he disclosed his
name as Shah Faisal s/o Abdul Khalique in the presence of
witnesses P.C Shan and P.C Allah Ditta conducted the personal
search and recovered one 30 bore pistol without number load
magazine 3 bullets alive and further search recovered Rs.300/-.
The recovered pistol taken into police custody and arrested the
accused and recovered pistol sealed on the spot and lodged the FIR
against the accused at Police Station.

Learned counsel for the applicant has urged that applicant is
innocent and falsely implicated in the above case with malafide
intentions for ulterior motives by the police. He further argued that

the police did not tried to associate even a single private witness in recovery procedure so the doubt is created and the case is fit for further inquiry.

Learned DPG has strongly opposed the grant of bail on the ground that accused is nominated in FIR.

I have heard the learned counsel for the applicant and learned DPG Sindh.

From the record it appears that applicant is not required for investigation as he has been remanded to jail custody. Even otherwise the matter requires further inquiry. Therefore, the applicant is granted bail subject to furnishing solvent surety in the sum of Rs.30,000/- and P.R bond in the like amount to the satisfaction of the trial Court. The observation made is of tentative nature and will not affect the outcome of the main case proceeded before Trial Court.

JUDGE

SM