

ORDER SHEET  
IN THE HIGH COURT OF SINDH,  
CIRCUIT COURT, HYDERABAD

Cr. B.A. No. S- 10 of 2015

DATE	ORDER WITH SIGNATURE OF JUDGE
8.9.2015	

For hearing

Mr. Muhammad Shafiq Khan advocate for applicant  
Syed Meeral Shah Bukhkari, D.P.G.

The applicant Muhammad Akbar through this Criminal Bail Application seeks post arrest bail in Crime No. 109 of 2014 registered at police station City Hyderabad under Section 20 Harabah. Earlier the bail application moved on behalf of applicant before the learned Sessions Judge, Hyderabad was declined vide order dated 24.12.2014.

The allegation against the present applicant is that he along with his companion on 25.11.2014 entered in the shop of complainant, committed robbery of Rs.70,000/- and fled away. Such information was given to concerned police and the complainant himself was searching the accused. On 2.12.2014 the applicant along with his companion was arrested by City Police in injured condition while lying at hospital. The complainant went and identified them at hospital and registered the FIR on the same date.

Learned DPG opposed the grant of bail to the applicant on the ground that there is no enmity between the parties. He opposes the bail.

Admittedly, there is delay of 07 days in lodging of the FIR. No identification parade was held and the explanation of delay in lodging FIR is that complainant was himself investigating the case creates doubt in the story of prosecution. No recovery of robbed property was made from the possession of applicant. Accused has been challaned and not required for further investigation.

In view of the above circumstances, the applicant is admitted to bail subject to his furnishing solvent surety in the sum of Rs.50,000/- (Rupees fifty thousand only) and PR bond in the like amount to the satisfaction of trial court.

JUDGE