

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IX, QUETTA

Crl. Bail Application No.106/2024

1. Shomeer Willaim Son of William  
R/o Spini Road
2. Aofaz Fedric Ghouri Son of Fredric Ghouri  
R/o Spini Road
3. Amir Son of Rahat Masih  
R/o Yohana Abad Nawa Killi
4. Babar Jan Son of John Anwar  
R/o Shah Zaman Road
5. Rema Rofan w/o Hizkial Saleem  
R/o Tufel Road Quetta Cantt
6. Meeroaze Ruffan Son of Ruffan

Applicants

VERSUS

The State

Respondents

OFFENCE U/S 337-AD Q&D, 354, 147, 149 PPC

APPLICATION U/S 498 CR.P.C FOR GRANT OF PRE-ARREST BAIL

Crl. Bail Application No.115/2024

1. Nayab Rofan F/O Rofan Fransis  
R/o House No.10.9/3507 Spini Road Quetta
2. Fahima Ruffin D/o Amir Raza  
R/o Nawa Killi Yohana Abad Quetta

Applicants

VERSUS

The State

Respondent

OFFENCE U/S 337-AD Q&D, 354, 147, 149 PPC

APPLICATION U/S 498 CR.P.C FOR GRANT OF PRE-ARREST BAIL

**ORDER**

30<sup>th</sup> August 2024

1. This common order is meant to dispose of above titled both applications moved by applicants/accused persons seeking concession of bail through Counsel M Aster Mehek Advocate in case FIR No.151/2024



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registered for offence U/S 337AD Q&D, 354, 147, 149 PPC. The State was represented by Deputy District Public Prosecutor Miss. Sumera Umar.

2. Brief facts of case are as that complainant lodged report with averments that on 10.09.2024 at about 03:00 PM, she was present at her house where wife of her brother Reema was quarrelling with her mother. Her brother Eskel Saleem forbade her but she slapped on face of her husband. Reema called her mother on phone call. On it, brother of Reema namely Meh Rose, sister Nayab, Fatima with her husband reached their house. They attacked upon her, her mother causing injuries on neck, face and head. Initially case was not registered on her application. But upon direction/order of Justice of Peace on application U/S 22-A Cr.P.C, case was registered against accused persons. Applicants/accused persons separately surrendered before this court claiming to be innocent. Applicant Shomeer William, Aofaz, Amir, Babar Jan, Reema and Meeroaze Rofan were granted ad interim bail on 01.08.2024 upon filing surety bond to the sum of Rs.50,000/- each. While accused / applicants Nayab, Fatima were granted ad interim bail on 12.08.2024 upon filing surety bond to the sum of Rs.50,000/- each.

3. Notice was issued to State. Record was called for. Arguments were heard.

4. Counsel for applicant has contended that accused / applicants are innocent persons and have not committed any offence. Only complainant owing to family dispute / lodged fake report levelling baseless accusation. That sections alleged are bailable in nature. Learned DDPP relied on record.

5. Perusal of record shows that complainant had spoken in two different tones against accused persons. She alleged Aofaz, Nayab father to come to their house and attacked upon them on call of Reema. While in her application, she mentioned some other accused persons alleging them different role than her stance in her application to police. Complainant lodged report almost against all family members of wife of her brother. Such contradiction in both stances makes case to be of further enquiry. MLC shows quite simple injuries. So, offence punishable under Section 337-A Q&D attracts which is bailable in nature. Allegation primarily of



quarrel without use of any weapon or object. So, there is nothing to be recovered from possession of accused. So, applicants / accused persons have a fit case to grant concession of pre arrest bail.

6. In view of observation made hereinabove, I am inclined to accept the instant application filed on behalf of applicants and admit them to bail subject to furnishing surety bonds in the sum of Rs.50,000/- (Rupees fifty thousand) each and P.R and bond in the like amount to the satisfaction of this court

7. Needless to add here that the observations, made herein above are purely tentative in nature, which shall not affect the merits of this case.

Given under my hand and seal of this court on this 30<sup>th</sup> day of

August 2024.

~~34~~  
(~~Chulfa~~ Mustafa Roonjha)  
Additional Sessions Judge-IX,  
Quetta

Compared by  
Section Writer  
M. Ali

*[Handwritten signature]*  
18/08/2024

Certified to be  
District Sessions Judge Quetta  
Article 87  
*[Handwritten signature]*  
18/08/2024