



TRAINING REPORT

“BAIL IN NON-BAILABLE CASES”

HELD ON 23rd JULY 2020



Continuous Legal Education is an important component to improve efficiency of justice sector stakeholders. The Sindh Judicial Academy under the leadership and kind guidance of **Mr. Justice Muhammad Ali Mazhar**, Acting Director General designed a number of training programs during 2020, however, could not continue because of COVID-19 situation in the country. Subsequently, a decision was taken to conduct online training sessions for Judges, Prosecutors, Investigators and Members of the Bar.

Mr. Munir Ahmed Malik, President, Karachi Bar Association and **Mr. Waseem Saif Khoso**,



Chairman, Legal Education Committee requested for conducting sessions for the members of the Bar and accordingly it was placed before Hon'ble Director General Mr. Justice Muhammad Ali Mazhar who appreciated the efforts of the Bar in current pandemic situation and directed to arrange online sessions for the members of the Bar.



Mr. Javed Ahmed Keerio, District & Sessions Judge conducted an online training session on “Bail in Non-Bailable Cases”. Mr. Muhammad Shahid Shafiq SFM/DSJ and Mr. Waseem Saif Khoso, Chairman Legal Education Committee also attended the session. Earlier, Mr. Shafiq gave an introduction of Mr. Keerio and shared that he is a professionally trained trainer.

The session was designed to give the latest knowledge on:

- ☞ How to draft bail application in all kind of bails
- ☞ How to argue before a court of law
- ☞ Latest relevant law of bail

Proceeding of the session:

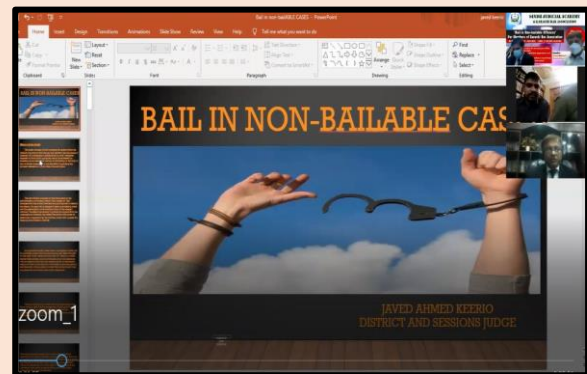
- ❖ He explained the concept of bail, history of law. He shared that the law is not static but flexible with the exigencies of time
- ❖ It was shared that the freedom of an individual is his precious right and it should not be snatched

The banner features the Sindh Judicial Academy & Karachi Bar Association logo at the top left. The main title is "SINDH JUDICIAL ACADEMY & KARACHI BAR ASSOCIATION". Below this, the session title is "‘Bail in Non-bailable Offences’ For Members of Karachi Bar Association". The date and time are listed as "DATE: THURSDAY 23rd JULY 2020 | TIME: (11:00 AM-12:30 PM)". A red circular button on the right says "Organize Online session via zoom". At the bottom, there is a list of learning objectives: "In the end of the Session you will be able to learn- How to draft bail application in all kind of bails, How to argue before a court of law, Latest relevant law on bail". The speaker is identified as "Speaker Javed Ahmed Keerio, District & Session Judge". A small video thumbnail shows the speaker.

❖ It was informed that the grant of bail is an essential part of the system of administration of justice to avoid punishing someone in advance

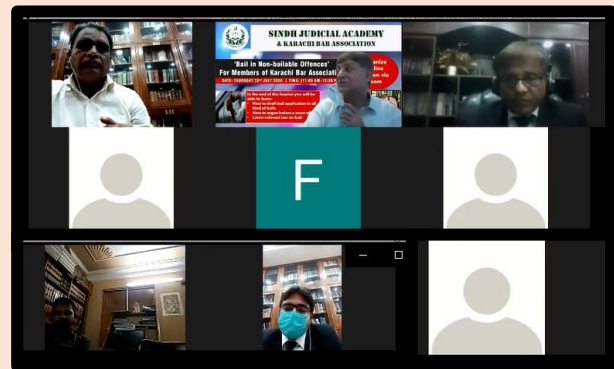
❖ It was also shared that the Bail application must be disposed of within the framework of S. 497, Cr.P.C. reckoning with the judicial propriety and requirement of justice, without giving legal force to extraneous considerations

❖ Admitting or allowing bail and taking, accepting, or approving bail were also discussed in brief



❖ The details about 'Right of bail' and 'Law applicable to bail matters' were also given in the session

❖ Unfolding the interpretation of law, it was shared that it should be done in such a way as to foster the justice and bring innocent persons out from the bars of jail proceedings towards a freeway.



❖ Discussing 'How to prepare arguments for bail application?', Mr. Keerio urged the trainees to practice the argument, take notes of all the necessary facts, must know the case, be very energetic, grab the attention of judge, have a copy of all the relevant documents, make points for the arguments in sequence, use simple language, should know the strength/weaknesses of case, keep in mind the prosecution case and its weaknesses, support your arguments with case-laws preferably of supreme court and relevant high court, try to explain legal or factual flaws with sound reasoning, do not fire in the air, etc. Finally, Mr. Keerio discussed the latest case laws relevant to the topic and a few them are:

1. Mukaram Vs. State (2020 SCMR 956)

2. Babr Hussain Vs. State (2020 SCMR 871)

3. Mukaram Vs. State (2020 SCMR 956)

4. Muhammad Faisal Vs. State (2020 SCMR 971)

5. Bilal Khan Vs. State (2020 SCMR 937)

6. Babar Hussain Vs. State (2020 SCMR 871)

7. Shabaran Khan Vs. State (2020 SCMR 974)