

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.
Cr. Bail Appl. No.730 of 2024
(*Muhammad Salman vs. The State*)

Date	Order with signature of Judge
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For hearing of Bail Application.

21.06.2024.

Mr. Usman Farooq, Advocate a/w Applicant
Mr. Khadim Hussain, Addl: PG Sindh

ORDER

MUHAMMAD IQBAL KALHORO J: Complainant, who is an employee of State Bank of Pakistan (**SBP**) has alleged that he had given Rs.4,500,000/- as a loan to applicant and in lieu of which he issued him 03 cheques. One cheque of Rs.2,500,000/- and 02 of Rs.1,000,000/- each which, when presented in the Bank, were dishonored. Thereafter, he demanded his money from applicant but in vain, hence, FIR.

2. Applicant's counsel submits that offence does not fall within prohibitory clause U/s 497(i) Cr. PC; case has been challaned, the entire evidence is based on documents; further that cheques were given in guarantee.

3. Complainant's counsel has chosen to remain absent today. Learned Addl: PG Sindh has opposed bail but submits that there is no document in police papers containing the alleged loan agreement.

4. Although there is *prima facie* case in the shape of cheques issued by applicant to the complainant but offence carries punishment up to 03 years. The case has been challaned and applicant is no more required for further investigation so also because the entire case is based on documentary evidence. In view of the above facts and circumstances, this bail application is allowed and ad-interim pre-arrest bail granted to the applicant vide order dated 28.03.2024 is hereby confirmed on same terms and conditions.

5. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

Rafiq/P.A