

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

Criminal Bail Application No.S-192 of 2020

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objection
2. for orders on M.A No.1667 /2020.
3. For hearing of main case.

27.04.2020.

Mr. Ahsan Gul Dahri, advocate for applicant along with applicant.

Mr. Nazar Muhammad Memon, Addl.P.G.

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Applicant is seeking pre-arrest bail in Crime No.448 of 2018 registered at P.S. Badin for offence u/s 406, 420, 35 PPC.

2. As per F.I.R., co-accused Shahbaz and others committed a fraud with Telenor Micro Finance Bank Badin Branch pursuant to an agreement executed between him and the Bank whereby he used to verify genuineness and market value of gold and seal the gold of customers to be deposited in Bank for obtaining loan against which. In the F.I.R. names of some 38 customers are mentioned who were given loan of Rs.88,642,70.00 on the basis of such verification of gold made by co-accused Shahbaz, who later on failed to repay the loan and on checking the gold was found artificial.

3. Applicant was posted in the said Bank as Deputy Manager at the time of incident. In the F.I.R. his name does not transpire but he was joined in investigation on the allegations that he was in league with co-accused Shahbaz. However, he was released u/s 497 Cr.P.C but such was not agreed by learned Magistrate. It is not disputed that the co-accused Fida Hussain who has been assigned similar role like the present applicant has been granted pre-arrest bail by this court vide order dated 30.08.2019 passed in Criminal Bail Application No.S-406/2019. Applicant's case is similar to that of already bailed out co-accused and therefore he is also entitled to the same treatment. Learned Additional Prosecutor General Sindh has recorded no objection on rule of consistency and the fact that his custody is not required.

4. Accordingly, bail application is allowed and ad-interim pre-arrest bail granted to the applicant vide order dated 25.02.2020 is hereby confirmed on the same terms and conditions.

JUDGE