

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**  
**Crl. Bail Appl. No.2249 of 2024.**

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

**29.10.2024.**

Applicant in person.  
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General  
SIP Tahir Habib, PS Azizabad, Karachi.

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**Mohammad Karim Khan Agha, J:-** Applicant Muhammad Hassan Raza was booked in FIR No.20/2024 under Section 489-F PPC registered at PS Azizabad, Karachi. He applied for pre arrest bail before the Court of Additional Sessions Judge-II (Central) Karachi which was declined vide order dated 25.09.2024. Hence the applicant approached this Court for pre arrest bail.

2. Brief facts of the case as per FIR are that the complainant, who is running his own business, in January, 2023 paid an amount of Rs.1,25,00,000/- (One Crore Twenty Five Lacs) to the applicant for running fruit business. Applicant promised that he will pay half profit, however, he did not pay any profit to the complainant and when he asked to return his money back instead the applicant issued two cheques totaling of Rs.32-lacs which when presented before the concerned bank were bounced. Hence the aforesaid FIR was lodged against the present applicant.

3. I have heard the applicant in person. I have also heard learned Addl. Prosecutor General Sindh who opposed the grant of bail.

4. The maximum sentence available for the offence under which the applicant has been charged is 03 years imprisonment and the general rule is that bail should be granted in such like cases unless exceptional circumstances exist. There is no exceptional circumstance existing in this case in order to decline the bail. The case is based on the documentary evidence which cannot be tampered with by the applicant. Final challan has been

submitted as such the applicant is no longer required for further investigation. The amount involved is relatively minor being Rs.32-lacs.

5. Based on the above discussion I hereby confirm the pre-arrest bail granted earlier on 02.10.2024 to the applicant **Muhammad Hassan Raza** on the same terms and conditions.

6. It is made clear that this order is only after a tentative assessment of the evidence available on record and would have no bearing on the trial of the applicant which shall be decided by the concerned trial Court expeditiously. No adjournment on any flimsy ground shall be allowed. In the event if the applicant misuses the concession of bail, the complainant shall be free to approach relevant forum for cancellation of his bail. Copy of this order shall be sent to IInd Judicial Magistrate (Central) Karachi for compliance.

7. The instant criminal bail application stands disposed of in the above terms.

**JUDGE**

**MAK/PS**