

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**

**Crl. Bail Application No.2454 of 2024**

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

**06.11.2024.**

Mr. Siraj Ahmed, Advocate for the Applicant.

Mr. Muhammad Iqbal Awan, Addl. Prosecutor General.

Ms. Quratul Ain Haroon, Advocate for the Complainant.

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**Mohammad Karim Khan Agha, J:-** Applicant Muhammad Kashif was booked in FIR No.310/2023 under Section 489-F PPC registered at PS Bahadurabad, Karachi. He applied for post bail before the Court of IVth Additional Sessions Judge (East) Karachi which was declined vide order dated 14.10.2024. Hence the applicant approached this Court for post arrest bail.

2. Brief facts of the case as per FIR are that the applicant is doing business of thread and on 22.07.2023 entered into an agreement with a Factory whereby the applicant signed an agreement with the complainant which lead to the complainant giving money to the Factory through applicant Muhammad Kashif. When the complainant demanded returned of his money back, the applicant issued a cheque of Rs.21,00,000/- which when presented before the concerned bank bounced. Hence the aforesaid FIR was lodged.

3. I have heard learned counsel for the applicant. I have also learned Addl. Prosecutor General Sindh and learned counsel for the complainant 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. Charge has been

framed as such the applicant is no longer required for further investigation. The amount involved is not huge being Rs.21-lacs.

5. Based on the above discussion, applicant **Muhammad Kashif s/o Muhammad Akram** is admitted to post arrest bail subject to furnishing his solvent surety in the sum of Rs.1,00,000/- (Rupees One Lac) and PR Bond in the like amount to the satisfaction of the Nazir of the concerned trial Court.

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. Learned trial Court is directed to complete the trial within 03 months of the date of this order and no adjournment shall be allowed on any flimsy ground. Copy of this order shall be sent to Consumer Protection Court (East) Karachi for compliance.

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

**JUDGE**

**MAK/PS**