

ORDER SHEET  
IN THE HIGH COURT OF SINDH, AT KARACHI.

**Crl. Bail Application No.2510 of 2023.**

Date	Order with signature of Judge
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For hearing of bail application.

**20.02.2024.**

Mr. Ahmed Ali Shabrani, Advocate for the applicant.  
Mr. Muhammad Imran Shamsi, Advocate for the complainant.  
Mr. Abrar Ali Khichi, Additional Prosecutor General Sindh.  
SIP Arif Ahmed PS Tipu Sultan, Karachi.

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**Mohammad Karim Khan Agha-J;** Applicant Sheikh Mubashir S/o. Sheikh Mohammad Shamim was booked in FIR No.370/2023 under section 420/486/471/506/34 PPC registered at P.S. Tipu Sultan, Karachi and facing trial before the IInd Judicial Magistrate Karachi South. He applied for pre-arrest bail, however, the same was recalled by the Additional Sessions Judge-IX, Karachi South vide order dated 02.11.2023, hence he has approached this Court for pre-arrest bail.

2. The brief facts of the case as per FIR are that daughter of the complainant got marriage with the applicant who was underage. When it was enquired into, it was found that the marriage certificate was fake and the seal on the affidavit of freewill was also fake. The applicant then started harassment to the complainant and started threatening to the complainant, hence the aforesaid FIR was lodged.

3. I have heard the parties and perused the record.

4. All the offences for which the applicant has been charged carry a maximum sentence of less than 10 years. Under such circumstances the general rule is that bail should be granted in such like cases unless some exceptional circumstances exist. In this case no such exceptional circumstances exist. Furthermore, the complainant Zeeshan

Sartaj present in the Court states that they have compromised the matter between them and he has no objection to the applicant being granted bail.

5. Under these circumstances the pre-arrest bail earlier granted to the applicant Sheikh Mubashir S/o. Sheikh Mohammad Shamim is confirmed on the same terms and conditions. It is noted that the observations made in this order are tentative in nature and shall have no bearing on the outcome of the trial which shall be decided by the trial court on merits.

6. The bail application is disposed of in the above terms.

JUDGE

*M. Arif*