

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH KARACHI**  
**Cr. Bail Application No.512 of 2024**

Date	Order with Signature of Judge
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- 1. For order on office objection
- 2. For hearing of Bail Application

**02.04.2024.**

Applicant is present on interim pre-arrest bail.  
M/s. Bilal A. Khawaja & Raja Murtaza Ali Janjua, Advocates  
for the Applicants  
Mr. Shakeel Ahmed Bhatti, Advocate for the Complainant  
Mr. Mumtaz Ali Shah, Addl. Prosecutor General Sindh.  
PI Muhammad Ameer PS Aram Bagh  
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**Muhammad Karim Khan Agha, J.** The applicant has been booked in crime No.509 of 2021 u/s.489-F PPC registered at PS Arambagh, Karachi and he is facing trial before the XXIIIrd Judicial Magistrate, Karachi South. He applied for pre-arrest bail before the VIIIth Addl. Sessions Judge, Karachi South which was declined vide order dated 31.10.2023.

2. Brief facts of the case are that the complainant delivered goods of petroleum to the applicant, for which he paid amount of Rs.1.4 carore. The applicant gave a cheque to the Company's owner for the aforesaid amount which deposited in his bank account and subsequently the same was bounced. Hence, the aforesaid FIR has been lodged against the applicant.

3. I have heard the learned counsel for the parties and perused the material available on record.

4. At the very outset, it is noted that the offence under which the applicant has been charged carries maximum sentence of 03 years imprisonment and the general rule is that bail should be granted unless exceptional circumstance exists which justify the refusal of bail. In this case no exceptional circumstance is made out. The case is based on documentary evidence which the applicant cannot interfere with at this stage. The charge has been framed. The Applicant is no longer required for investigation.

5. Based on the above discussion, I hereby confirm interim pre-arrest bail granted earlier to the applicant – **Fahad Nisar Ahmed son of Nisar Ahmed** on the same terms and conditions.

6. This order is based only on a tentative assessment of the evidence and the learned trial Court shall proceed to decide the case on merits expeditiously. Copy of this order shall be sent to XXIIIrd Judicial Magistrate, Karachi South for compliance.

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

JUDGE