

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. Bail Application Nos.108 & 109 of 2018

Date	Order with signature of Judge
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Present
Mr. Justice Muhammad Ali Mazhar.

Ali RazaV/s.....The State

13-06-2019

Mr.Shahzad Mehmood, Advocate associate of Kh.Saiful Islam, Advocate for the Applicant.
Mr.Kafeel Ahmed Abassi, D.A.G.
Applicant is called absent.
Surety Muhammad Shamim present in person.

Muhammad Ali Mazhar, J: The applicant has moved the Bail Application No.108/2018 in FIR No.26/2013 lodged under Section 409, 420, 468, 471, 109 PPC read with Section 5(2) of Prevention of Corruption Act-II, 1947 at P.S. FIA Crime Circle, Karachi, whereas the Bail Application No.109/2018 has been filed for pre-arrest bail in FIR No.28/2013, lodged under same Sections as mentioned above.

2. The record reflects that the same applicant earlier filed 02 Bail Applications Nos.1515/2013 in FIR No.26/2013 and 1516/2013 in FIR No.28/2013 (same FIR(s)). He was granted interim bail but due to his absence vide order dated 11.12.2017, both the bail applications were dismissed and the office was directed to issue show cause notice to the surety in both cases under Section 514 Cr.P.C. as to why the surety bond should not be forfeited. After issuing show cause notice the same applicant filed present bail applications with the plea that due to prolong illness of his mother at Multan he could not appear. After hearing, he was again granted

interim bail on 22.1.2018 on the same surety i.e. Muhammad Shamim who stood surety in Bail Application Nos.1515 and 1516 of 2013 earlier before the Nazir of this court, however, the Nazir was further directed to secure fresh surety bond and personal bond but the Nazir's endorsement dated 14.2.2018 shows that 'no one turned up to execute fresh P.R. Bond, hence, the case file returned.'

3. The learned counsel submits that the applicant is not in his contact and despite reasonable efforts made by him he could not establish contact with the applicant. The surety Muhammad Shamim is also unable to establish any contact with the applicant.

4. Keeping in view the above circumstances, the bail application Nos.108 and 109 of 2018 are dismissed. The bail order is recalled. The surety present in court is issued show cause under Section 514 of Cr.P.C. to explain as to why the surety furnished by him should not be forfeited.

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Judge

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