

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. Bail Application No.S-323 of 2022

DATE **ORDER WITH SIGNATURE OF JUDGE(S)**

1. For orders on office objections.
2. For hearing of main case.

22.08.2022.

Applicant is present on ad-interim pre-arrest bail.
Mr. Shabeer Hussain Memon, Advocate for applicant.
Mr. Waseem Ahmed Solangi, Advocate for complainant.
Mr. Fayaz Hussain Sabki, Assistant P.G.

O R D E R

MUHAMMAD IQBAL KALHORO, J- Applicant has been booked in this case for issuing two cheques each Rs.500,000/- to the complainant against loan of Rs.10,00,000/- which he had taken from him. During investigation, Investigating Officer found no evidence of any business transaction between applicant and complainant and concluded that there is no sufficient evidence to refer the applicant to the trial, however, the Magistrate did not agree with the report and took cognizance of offence against the applicant.

2. Learned Defence Counsel has pleaded for bail to the applicant which has been opposed by learned Counsel for complainant. However, learned Assistant Prosecutor General submits that case of the applicant requires further inquiry and does not oppose bail to him. FIR shows that cheques were given to the complainant on 15.02.2022 and he submitted the same on 15.03.2022 after one month which also makes the case against the applicant to be of further inquiry in addition to what has already been stated above. Accordingly, this application is allowed and ad-interim pre-arrest bail already granted to the applicant is hereby confirmed on same terms and conditions.

3. The observations made hereinabove are tentative in nature and shall not influence the trial Court while deciding the case on merits.

JUDGE

Shahid

