

ORDER SHEET
IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR
 Crl. Bail Application No.S-864 of 2023
 (Sohail Tarique Vs. The State)

1. For Orders on office objection.
2. For hearing of Bail Application.

13-12-2023.

Mr. Yameen Ali Khoso advocate for the applicant.
 Mr. Aftab Ahmed Shar, Additional P.G for the State.

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Irshad Ali Shah, J;- It is alleged that the applicant issued two cheques in favour of complainant Ali Dur dishonestly, those were bounced by the concerned Bank, when were presented there for encashment, for that the present case was registered.

2. The applicant on having been refused Pre-Arrest bail by learned Additional Sessions Judge, Gambat, has sought for the same from this Court by way of instant Crl. Bail Application under Section 498-A Cr.P.C.
3. Heard arguments and perused the record.
4. The FIR of the incident has been lodged with delay of 01 day and such delay having not been explained by the complainant could not be ruled out. It reflects consultation. The parties are disputed over settlement of accounts; such dispute could not be lost sight of. The offence alleged against the applicant entails punishment for three years or fine; if after due trial, the applicant is awarded the punishment of fine only then the sentence which he is likely to undergo on account of refusal of pre arrest bail to him would be somewhat extra. The case has finally been challaned. The applicant has joined the trial and there is no allegation of misusing the concession of interim pre arrest bail on his part. In these circumstances, a case for grant of pre-arrest bail in favour of the applicant on point of further inquiry and malafide obviously is made out.
5. In view of above, the interim pre-arrest bail already granted to the applicant is confirmed on the same terms and conditions.
6. The instant Crl. Bail Application is disposed of accordingly.

Judge

Nasim/P.A.