

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

**Cr. Bail Appl. No.1605 of 2024
Cr. Bail Appl. No.1606 of 2024**

28.10.2024

Mr. Ghulam Nabi Shari, Advocate for applicant.
Ms. Rahat Ahsan, Addl. P.G. a/w PI Aijaz Manzoor, P.S. Steel
Town.

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ORDER

MUHAMMAD IQBAL KALHORO J: Applicant Ashique Hussain Lashari is seeking pre arrest bail in Crime No.419/2023 and Cr. No.66/2023 both U/s 489-F PPC of P.S. Steel Town, Karachi. He is present on ad-interim pre arrest bail granted to him vide order dated 22.07.2024, and matter is fixed for confirmation or otherwise.

2. It appears that applicant is a real estate agent and indulges in sale and purchase of the property. In FIR No.66/2023 of P.S. Steel Town, District Malir Karachi, he purchased some plot and gave a cheque of Rs.10,00,000/- which on presentation in the bank was dishonored. Whereas in FIR No.419/2023 he, prima facie sold out a plot to complainant and obtained from him Rs.14,00,000/-. The file of the said plot was found fake and when complainant demanded money, he gave him a cheque which on presentation in the bank was dishonored. Hence both the FIRs were registered against him.

3. Learned counsel in defence has argued that applicant is innocent and has been falsely implicated in the case; that he has returned the amount to the complainant in both cases, who are not appearing in the courts. His arguments have been rebutted by learned APG.

4. I have considered submissions of the parties and perused material available on record. Applicant appears to be a habitual offender; he has given two cheques to tow different persons in two different transactions. Both the cheques on presentation were dishonoured, hence prima facie an offence u/s 489-F PPc is made out. In the investigation, applicant is also found involved in the offence, challan has been submitted against him and cognizance of offence has been taken. Pre arrest bail is meant

only to protect a person from arrest and humiliation in the criminal case in which he has been falsely implicated by the complainant or police. In presence of prima facie evidence against the applicant, no case is made out for extra-ordinary concession of pre arrest bail.

5. In view of above circumstances, these applications are dismissed and the order granting ad-interim pre arrest bail to the applicant is hereby recalled.

The observations made herein above are tentative in nature and would not prejudice case of either party at trial.

The Cr. Bail Applications are disposed of.

J U D G E

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