

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Appl. No.2566 of 2024

Date	Order with signature of the Judge
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For hearing of bail application
11.12.2024.

Mr. Zakir hussain Shamsi , advocate for applicant.
Mr. Saleem Akhtar Buriro, Addl. P.G.
Mr. Bashir Ahmed, advocate has filed power on behalf of complainant.

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ORDER

MUHAMMAD IQBAL KALHORO J: Applicant Maira Qazi is seeking pre arrest bail in Crime No.549/2024 U/s 489-F PPC of P.S. Rizvia Society, Karachi. Applicant is present on interim pre arrest bail granted to her vide order dated 05.11.2024 and matter is fixed for confirmation or otherwise.

2. As per brief facts, it is alleged in FIR that applicant, a lady, had borrowed Rs.30,00,000/- from complainant, out of which, she repaid him an amount of Rs.19,00,000/- and an amount of Rs.11,00,000/- was still outstanding against her for which she issued a cheque of Rs.10,00,000/-, which on presentation in the bank was dishonored, hence FIR.

3. Learned counsel for applicant submits that the case has been disposed of under “C” class and the report is submitted before the Magistrate. Actually, the complainant had paid a loan of Rs.4,50,000/- to brother of applicant, which on his death, applicant undertook to pay him and as a guarantee had given him a cheque of Rs.10,00,000/-. Thereafter through different cheques she has already paid an amount of Rs.8,00,000/- to the complainant although the loan against her brother was only Rs.450,000/-. Her counsel has submitted a bank statement showing that through different cheques certain amounts were withdrawn from her account. More so, the counsel for complainant has failed to show as to as and when Rs.30,00,000/- were given to the applicant by the complainant. In the circumstances, learned Addl. P.G. has not objected to bail to the applicant although counsel for complainant has opposed it.

4. In view of above facts and circumstances, this application is allowed and the ad-interim pre arrest bail granted to the applicant is confirmed on the same terms and conditions.

The Cr. Bail Application is disposed of.

JUDGE