

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.

Cr. Bail Appl No.2795 of 2023

14.06.2024

Mr. Javed Iqbal, Advocate has filed power on behalf of applicant.
Mr. Afsar Bhatti, associate of Malik Khushhal Khan, advocate for complainant.
Ms. Rubina Qadir, DPG.

ORDER

MUHAMMAD IQBAL KALHORO J: Applicant Shahzad is seeking pre arrest bail in Crime No.324/2023 U/s 462-J PPC, 39-A Electricity Act, registered at P.S. Soldier Bazar. He was admitted to interim pre arrest bail vide order dated 11.12.2023 and today matter is fixed for confirmation of his interim pre arrest bail or otherwise.

2. The FIR has been registered by Enquiry Manager, K. Electric on 24.09.2023 when he allegedly found applicant having meter No.0400006253219 A/c No.30597449 stealing electricity by anchoring direct line with the electric wire supplying electricity. Learned counsel who has filed power on behalf of applicant today submits that applicant is neither tenant nor owner of the premises, where raid was conducted. However, this argument require deeper appreciation of evidence which is not admissible at bail stage. The electricity meter is in the name of applicant, that his connection, prima facie, with the offence. The complainant, who is official of K.E has no ill will or ulterior motive to falsely implicate the applicant in the case. Hence no case for bail is made out.

3. In these circumstances, this bail application is dismissed and the interim pre arrest bail granted to the applicant is here recalled.

The Cr. bail application stands disposed of in the above terms.

J U D G E

A.K