

ORDER SHEET  
**THE HIGH COURT OF SINDH, CIRCUIT COURT,  
HYDERABAD**

Criminal Bail Application No.S-418 of 2022.

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For orders on office objection.

For hearing of main case.

26.08.2022.

Applicant is present on ad-interim pre-arrest bail.  
Mr. Imran Ali Abbasi Assistant Prosecutor General.  
Bibi Naheed Qureshi advocate for complainant.  
Complainant is present in person.

ORDER

MUHAMMAD IQBAL KALHORO, J:- Applicant present in person has been heard as his counsel is called absent without intimation. FIR against him has been registered by his mother-in-law for offence under Section 489-F PPC: giving her a cheque of Rs.2,600,000/-, dishonored on presentation, against payment of loan taken by him from her for business. It is also stated in FIR that complainant is a widow and after selling two properties, she had earned that amount which she had deposited in National Saving Centre Nawabshah and which she gave to the applicant on his insistence.

Applicant states that he has been falsely implicated by his mother-in-law however, has not been able to produce any proof in this regard. Counsel for complainant and learned APG opposing bail have submitted a copy of an agreement executed by applicant before witnesses admitting receiving Rs.2,600,000/- from complainant and undertaken to pay the same through installments. There is sufficient evidence against the applicant in the shape of dishonored cheque and his own undertaking reduced into writing in the shape of his affidavit. Besides, version of complainant who has no reason to falsely implicate her own son-in-law in the case. No case of extra ordinary relief of pre-arrest bail meant for an accused falsely implicated has been made out and therefore, this bail application is dismissed and ad interim pre-arrest bail granted to the applicant vide order dated

08.06.2022 is hereby recalled. Learned APG at this junction submits that since Challan has been submitted in the Court, custody of applicant be taken and forwarded to Central Prison Nawabshah to stand the trial in the offence which is notailable. Order accordingly. Let custody of applicant be forwarded to Central Prison Nawabshah to be produced before the trial Court on the next date of hearing.

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

JUDGE

Irfan Ali