

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

Criminal Bail Application No.S-495 of 2022.

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

For hearing of main case.

12.09.2022.

Mr. Ghulam Ali Talpur advocate for applicant alongwith applicant on ad-interim pre-arrest bail.

Mr. Ishaque H. Qureshi advocate for complainant.

Mr. Fayaz Hussain Saabki, Assistant Prosecutor General.

**ORDER**

MUHAMMAD IQBAL KALHORO, J:- Complainant, the Transport Incharge in Dawn Factory, has alleged that on account of some assignment applicant/accused was given a Suzuki Swift PIX Silver Color Car for conveyance and travel, which after completion of assignment, he failed to return. The papers show that applicant had given possession of vehicle to the police at police station himself during investigation. And before that he had filed a grievance petition before the relevant forum against dismissal of his service from Dawn Company on 30.03.2022, and on the next day this FIR was registered. Neither prosecution nor the counsel for complainant has any document to show the nature of assignment given to him and against what terms and conditions, the car was handedover to him.

On the other hand learned defence counsel has documents which show that applicant was infact Manager Sales in Dawn Company, which after grilling by Court from Admin Manager present in the Court has been admitted by him and the car given to him for such position. Therefore, malafide on the part of complainant to implicate the applicant cannot be ruled out. Since car has already been handedover to complainant by police, his case also requires further inquiry. Accordingly, this bail application is allowed and ad-interim pre-arrest bail granted to the applicant vide order 19.04.2022 is hereby confirmed on the same terms and conditions.

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

JUDGE