

**IN THE HIGH COURT OF SINDH, KARACHI.****Cr. Bail Appl No.1674 of 2024**(Arshad Ali @ Raja **vs.** The State)**29.10.2024**

Mr. Ahmed Ali, advocate holding brief for Mr. Sajjad Hussain, advocate for applicant a/w applicant

Ms. Seema Zaidi, Addl: PG Sindh

**ORDER**

**MUHAMMAD IQBAL KALHORO J:** Complainant does business of rent-a-car and had business relationship with the applicant. Applicant had obtained Rs.43,75000/- from complainant for purchasing packs of cloth and gave him in return two cheques of the same amount to secure his amount, which on presentation in the bank were dishonoured as the account was found inactive, hence, FIR.

2. Applicant is present but his counsel has chosen to remain absent. He has argued that he is innocent and has no link with the complainant. Complainant had business relationship with his brother, who has misused his cheques. However, investigation report shows that no such plea was taken by the applicant during the investigation, nor any proof in this regard was found by the IO.

3. Learned Addl: PG Sindh while opposing the bail application has submitted that applicant is a habitual offender as in the past also an FIR Crime No.691/2022 was registered against him under the same provision of law. There is sufficient evidence against the applicant in the shape of dishonoured cheque, investigation report against him and cognizance of offence taken by the trial Court on the basis of such material. No case for extra-ordinary concession of pre-arrest bail, meant to protect the innocent person from the arrest and humiliation in a criminal case in which has been falsely implicated, is made out. Accordingly, this application is dismissed. The ad-interim pre-arrest bail granted to the applicant on 23.08.2024 is hereby recalled.

4. Needless to mention that the observations made herein above are tentative in nature and would not prejudice case of either party at trial. The bail application is disposed of in the above terms.

**J U D G E**Rafiq/P.A.