

IN THE HIGH COURT OF SINDH AT KARACHI

Crl. Bail Application No. 1327 of 2025

Applicant : Muhammad Faraz
through Mr. Muhammad Yousif,
Advocate

Complainant : through Syed Mumtaz Shah,
advocate

Respondent : The State
through Ms. Robina Qadir, D.P.G.
a/w S.I. Rao Zulfiqar and S.I.
Saleem Akhtar

Date of hearing : 05-06-2025

Date of short order : 05-06-2025

Date of reasons : 03-07-2025

ORDER

Omar Sial, J: F.I.R. No. 114 of 2024 was registered under section 489-F P.P.C. at the Risala police station on the complaint of Jozer Hussain. Jozer recorded that the applicant Muhammad Faraz promised him to sell some equipment and for that reason Juzer gave him money. The equipment was not provided and when Juzer asked for his money, Faraz gave him a cheque. The cheque did not clear thus Faraz issued another cheque for Rs. 3,000,000, which bounced upon presentation.

2. I have heard the learned counsels for the applicant and the complainant and the learned Deputy Prosecutor General.

3. The evidence collected so far does not establish whether the cheque in question was issued for a fulfilment of an obligation or satisfaction of a loan. An essential ingredient of a section 489-F P.P.C. The money given by Juzer was admittedly

to Marhaba Laboratory. Further inquiry is required for this aspect.

4. An offence under section 489-F P.P.C. carries a potential sentence of three years and though non-bailable falls within the non-prohibitory clause of section 497 Cr.P.C. Keeping in mind the principles enunciated in Tariq Bashir and five others vs The State (PLD 1995 SC 34), I do not see any exceptional or extraordinary ground to deny the applicant bail.

5. Above are the reasons for the short order dated 05.06.2025.

JUDGE