

IN THE HIGH COURT OF SINDH, BENCH AT SUKKUR.
Crl. Bail Application No.S-917 of 2023.
(Allahdad Vs. The State)

1. For Orders on MA No.7796/2023 (Ex./A)
2. For hearing of bail application.

O R D E R

15-01-2024.

Mr. Alam Sher Bozdar, advocate for the applicant.

Mr. Shafi Muhammad Mahar, DPG for the State.

Irshad Ali Shah, J:- It is alleged that the applicant issued a cheque in favour of complainant Amanullah dishonestly, it was bounced by the concerned Bank, when it was presented there for encashment; on being asked for return of his money, he threatened the complainant of murder, for that the present case was registered.

2. The applicant on having been refused Pre-Arrest bail by learned Sessions Judge, Ghotki, has sought for the same from this Court by way of instant Crl. Bail Application u/s 498-A Cr.P.C.

2. Heard arguments and perused the record.

3. The FIR of the incident has been lodged with delay of 21 days; that too after having a recourse u/s 22 A/B Cr.P.C. It reflects consultation and deliberation. The parties are said to be disputed over sale and purchase buffalos, such dispute could not be lost sight of. The offence alleged against the applicant entails imprisonment for three years or with fine; if after due trial, the applicant is awarded punishment of fine only then the sentence which he is likely to undergo on account of refusal of pre arrest bail to him would be

somewhat extra. The case has finally been challaned. The applicant has joined the trial and there is no allegation of misusing the concession of interim pre arrest bail on his part. In these circumstances, a case for grant of pre-arrest bail to the applicant on point of further inquiry and malafide obviously is made out.

7. In view of above, the interim pre-arrest bail already granted to the applicant is confirmed on the same terms and conditions.

8. The instant Crl. Bail Application is disposed of accordingly together with listed application.

Judge

Nasim/P.A.