

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**

Cr. Bail. Appl. No.2579 of 2024

Date	Order with signature of the Judge
------	-----------------------------------

**25.11.2024**

Mr. Qaisar A. Siddiqui, , Advocate for applicant.  
Syed Mumtaz Ali Shah, Addl. P.G.  
Mir Irfan Ahmed, advocate for complainant.

**ORDER**

**MUHAMMAD IQBAL KALHORO J:** Applicant Muhammad Shafiq Qureshi is seeking pre arrest bail in Crime No.315/2024 U/s 406, 489-F, 420, 468 PPC of P.S. Azizabad, Karachi.

2. As per brief facts, complainant purchased 13 shops from applicant situated in Qureshi Enterprises situated at Karimabad along the Megnut Mall and gave him Rs.2,45,00,000/-. After few days, he came to know that said shops had been sold out to other persons. When he contacted the builder and showed him original files, the latter told him that all those files were fake and bogus. He contacted the applicant who gave him two cheques, one of Rs.95,00,000/- and other of Rs.5,00,000/- besides a Mitsubishi Car No.BKY-879. However, the cheques when presented in the bank, were dishonoured, hence FIR.

3. Learned defence counsel in his arguments submits that applicant has been falsely implicated in this case; there is no evidence suggesting his involvement in the case; I.O. has not conducted investigation properly. His arguments have been opposed by learned counsel for complainant and learned Addl. P.G.

4. I have considered submissions of the parties and perused material available on record. Applicant appears to be involved in the alleged offence as in the investigation, positive evidence showing that he issued two dishonored cheques to the complainant has come on record. More so, statements of witnesses u/s 161 Cr.P.C are also against the applicant. Apart from above, dishonoured cheques are also part of the investigation record. No case for extra ordinary concession of pre arrest bail is made out. Relief of pre arrest bail is meant to be extended to innocent persons who are falsely implicated in the case out of malafide and ulterior motives by the complainant or police. No such element is present in the instant case. Accordingly, this pre arrest bail application is dismissed.

The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

The bail application is disposed of.

**J U D G E**

A.K