

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI
Crl. Bail Appl. No.1548 of 2024.

Date	Order with signature of Judges
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For hearing of Bail Application.

16.10.2024.

Mr. Abdul Qayyum Khan, Advocate along with Applicant
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General Sindh.
Mr. Amir Hussain, Counsel for the K.E./Complainant.

Mohammad Karim Khan Agha, J:- Applicant Muhammad Farooq was booked in FIR No.227/2024 under Section 462-(i) PPC Electricity Act registered at PS Mominabad, Karachi. He applied for pre arrest bail before the Court of Additional Sessions Judge-IV (West) Karachi which was declined vide order dated 10.07.2024. Hence the applicant approached this Court for pre arrest bail.

2. Brief facts of the case as per FIR are that on 26.04.2024 complainant was busy in checking with technical team for removing the illegal hooks/kunda and when at about 10:00 hours reached at House No.S-792-A, Sector 4-C, Mominabad Orangi Town, Karachi saw that applicant using electricity from the meter hence sent him a notice to pay Rs.4000/- on account of using the electricity through illegal connection/kunda, however, he failed to pay the same. Hence the aforesaid FIR was lodged against the present applicant.

3. I have heard learned counsel for the applicant, learned counsel for the K-electric and Addl. Prosecutor General Sindh.

4. The offence for which the applicant has been charged carries maximum sentence 02 years imprisonment and the general rule is that bail should be granted in such like cases unless exceptional circumstances exist. There is no exceptional circumstance existing in this case in order to decline the bail. Amount involved is only Rs.4000, which according to the learned counsel for the applicant has already been paid. Per learned counsel for the applicant charge has not been framed.

5. Based on the above discussion I hereby confirm the pre-arrest bail granted earlier on 12.07.2024 to the applicant **Muhammad Farooq** on the same terms and conditions.

6. It is made clear that this order is only after a tentative assessment of the evidence available on record and would have no bearing on the trial of the applicant. If this matter is placed before the trial Court then the concerned learned trial Court shall decide the same expeditiously.

7. The instant criminal bail application stands disposed of in the above terms.

JUDGE

MAK/PS