

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**  
**Crl. Bail Application No.2427 of 2024.**

Date	Order with signature of Judges
------	--------------------------------

For hearing of Bail Application.

**21.11.2024.**  
Mr. Azhar Hussain, Advocate for the Applicant.  
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General.  
SIP Muhammad Nazir, PS Preedy.  
Complainant Muhammad Mansha.

-----

**Mohammad Karim Khan Agha, J:-** Applicant Sarfaraz Ahmed was booked in FIR No.701/2022 under Section 489-F PPC registered at PS Preedy, Karachi. He applied for post arrest bail before the Court of XIth Additional Sessions Judge (South) Karachi which was declined vide order dated 24.09.2024. Hence the applicant approached this Court for post arrest bail.

2. Brief facts of the case as per FIR are that the applicant is doing online business. The complainant, who is friend of the applicant, invested an amount of Rs.12,00,000/- with the applicant who promised to give monthly profit but after 2/3 months he stopped giving profit. The complainant when asked the applicant to return his money back to which the applicant issued a cheque of Rs.12-lacs which when present before the concerned bank was bounced. Hence the aforesaid FIR was lodged.

3. I have heard learned counsel for the applicant. I have also heard learned Addl. Prosecutor General Sindh and the Complainant in person, both have opposed the grant of bail.

4. The maximum sentence available for the offence under which the applicant has been charged is 03 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. The case is based on the documentary evidence which cannot be tampered with by the applicant. The Charge has already been framed hence the applicant is no longer required for further investigation. The amount involved is relatively minor being Rs.12-lacs.

5. In my view this is a case of further inquiry against the applicant. He has already spent about 2 months in jail and charge has only been framed.

6. Based on the above discussion the applicant **Sarfaraz Ahmed s/o Akhlaq Ahmed** is admitted to post arrest bail subject to furnishing his solvent surety in the sum of Rs.1,00,000/- (Rupees One Lac) and PR Bond in the like amount to the satisfaction of the Nazir of the concerned trial Court.

7. 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 which shall be decided by the concerned trial Court expeditiously based on the evidence placed before it.

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

**JUDGE**

**MAK/PS**