

IN THE HIGH COURT OF SINDH, AT KARACHI
Cr. Bail Application No. 717 of 2022

Applicant : Taimor Ali s/o Saleem Muhammad Sheikh,
Through Mr. Moulvi Iqbal Haider, advocate

Respondent : The State, through Ms. Seema Zaidi,
Deputy Prosecutor General.

Complainant : Muhammad Israr Khan, (*nemo though served with
notice*)

Date of hearing : 27.04.2022

Date of order : 27.04.2022

ORDER

ZAFAR AHMED RAJPUT, J:- Through instant Cr. Bail Application, applicant/accused Taimor Ali s/o Saleem Muhammad Sheikh seeks post-arrest bail in Crime No.337 of 2021, registered under section 489-F, P.P.C. at P.S. Sukhan, Karachi. His earlier application for the same relief bearing No.1229 of 2022 was dismissed by the learned Additional Sessions Judge-IV Malir, Karachi vide order, dated 22.03.2022.

2. As per F.I.R., the allegation against the applicant is that he issued three cheques in favour of complainant amounting to Rs.11,20,000/- which were dishonored on being presented in bank for encashment.

3. Heard and record perused.

4. As per F.I.R., the complainant deals in cements and the alleged cheques were issued by the applicant against the purchasing of 1882 bags of the cement, and it is an admitted position on the part of complainant that he had business relationship with the applicant; therefore, issuance of subject cheques with dishonest intention is to be looked by the trial Court after recording pro and contra evidence of the parties. The alleged offence under section 489-F, P.P.C. does not fall within the prohibitory clause of section 497, Cr.P.C. The applicant is confined in judicial custody since date of his arrest; police has submitted

challan against him, hence, his custody is no more required by the police for further investigation. In such circumstances, keeping the applicant behind the bar till indefinite period is not likely to serve any useful purpose. Hence, the instant bail application is allowed and the applicant is admitted to post-arrest bail subject to his furnishing solvent surety in the sum of Rs.3,00,000/- and P.R. bond in the like amount to the satisfaction of trial Court.

CrI. Bail application stands disposed of.

JUDGE

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