

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD
Criminal Bail Application No.S-1005 of 2022

<u>DATE</u>	<u>ORDER WITH SIGNATURE OF JUDGE</u>
-------------	--------------------------------------

21.10.2022

Mr. Muhammad Amir Qureshi advocate for applicant along with applicant on ad-interim pre-arrest bail.

Complainant present in person.

Ms. Rameshan Oad, A.P.G.

--.--.

MUHAMMAD IQBAL KALHORO, J.- Complainant is a showroom owner dealing with business of motorcycles. He is present and submits that applicant had purchased initially 03 motorcycles and later on 04 motorcycles against which he had given him some money but currently more than Rs.300,000/- are outstanding against him, however, out of that amount, he had given him a cheque of Rs.130,000/- as an advance at the time of taking possession of 04 motorcycles. The said cheque on presentation was dishonored. He had made many complaints against applicant, who is a police constable, before the superiors but in vain. Hence, lastly he got FIR registered by filing an application u/s 22-A & B Cr.P.C.

2. Learned defense counsel submits that applicant is ready to deposit amount of cheque in the shape of saving certificate(s) which shall be given to the complainant, if the case is proved against him in the trial. This proposal has been accepted by the complainant, it has not been opposed by the learned Assistant PG either.

3. Accordingly, this application is allowed and applicant's ad-interim pre-arrest bail granted to him vide order dated 26.09.2022 is hereby confirmed on the same terms and condition. However, the applicant shall deposit saving certificate(s) of amount of cheque i.e. Rs.130,000/- within 10 days in the trial court and in case the prosecution succeeds in proving the case against applicant, saving certificate(s) shall be encashed by the court and this amount be given to complainant within 10 days thereafter. In case, the applicant fails to deposit saving certificate(s) within 10 days, the

concession granted to the applicant by this order would stand recalled.

4. The observations made hereinabove are tentative in nature and shall not influence the trial court while deciding the case on merits.

JUDGE