

ORDER SHEET  
**IN THE HIGH COURT OF SINDH CIRCUIT COURT  
HYDERABAD**

Criminal Bail Application No.S-348 of 2023

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For orders on office objection.  
For hearing of main case.

12-06-2023

Mr. Ameer Ali Jatoy, advocate holds brief for Mr. Shabeer Hussain Memon, advocate for applicant along with applicant, who is present on interim pre-arrest bail.

Mr. Ghulam Muhammad Leghari, advocate holds brief for Mr. Dilbar Khan Laghari, advocate for complainant along with complainant.

Mr. Imran Ahmed Abbasi, A.P.G. Sindh along with SIP Dileejan.

**MUHAMMAD IQBAL KALHORO, J:** - Complainant is a Car Show Room owner. Allegedly applicant purchased an Alto Car against total sale consideration of Rs.1,760,000.00 (Rupees seventeen lacs and sixty thousand only). She paid him Rs.1,200,000.00 (Rupees twelve hundred thousand only) and gave a cheque of Rs.560,000.00 (Rupees five lacs and sixty thousand only) which on presentation in MCB was dishonored, hence FIR.

**2.** I.O. is present submits that the parties are in dispute. There are several cases registered against each other. Even against complainant similar case under section 489-F PPC for issuance of a cheque of Rs.175,000.00 (Rupees one cror and seventy five lacs only) to the applicant party was registered in which he has been granted bail by this Court; and there is in fact a money dispute between them. Complainant is present and in view of bail granted to him by this Court in above matter has given no objection to confirmation of bail of applicant stating that he would pursue his case on merits before the trial Court where similar case against him is also pending.

**3.** In view of his no objection coupled with the fact that there is a long history of litigation between the parties, *mala fide* on the part of complainant cannot be ruled out. This application is **allowed** and the interim pre-arrest bail already granted to applicant is **confirmed** on the same terms and conditions as laid down in the earlier order dated 13.04.2023.

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

JUDGE

**\*Abdullah Channa/PS\***