

**HIGH COURT OF SINDH, CIRCUIT COURT  
AT HYDERABAD**

**Cr. Bail Application No.S-769 of 2023  
[Muhammad Arab versus The State]**

Date	Order with signature of Judge
Applicant :	Through Mr. Ghulamullah Chang advocate
Complainant:	Mian Taj Muhammad Keerio advocate holds brief for Complainant's counsel
State :	Through Ms. Sana Memon Assistant P.G Sindh a/w Inspector Ghulam Haider Panhwar
Date of hearing:	04.12.2023
Date of decision:	04.12.2023

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**MUHAMMAD KARIM KHAN AGHA J.-** Applicant Muhammad Arab has been booked in Crime No.82 of 2023 registered at P.S Kario Ganhwar District Badin under Section 489-F PPC, which is proceeding before learned Judicial Magistrate-II Badin. He had applied for pre-arrest bail before the learned Sessions Judge Badin, however, same was declined vide Order dated 18.07.2023, hence he has approached this Court for pre-arrest bail.

2. Brief facts of the case as per FIR lodged by complainant Riaz Ahmed Memon are that allegedly applicant had issued a Cheque for an amount of Rs.19,33,300/- to complainant, which became bounced/dishonored, as such aforesaid FIR was lodged.

3. Complainant's counsel is stated to be unwell, however, brief is being held on his behalf by Mian Taj Muhammad Keerio advocate.

4. I have heard the learned counsel for the applicant and learned A.P.G and have perused the record. Learned A.P.G has not opposed the grant of bail to applicant on the ground that offence alleged does not fall within prohibitory clause.

5. It is noted that this is a bailable offence and it is general rule that bail is to be granted in such like cases unless there are some exceptional

circumstances. In this case no exceptional circumstance is existing and the amount is relatively minor being only of Rs.19,33,300/-. Under these circumstances interim pre-arrest bail granted to the applicant vide Order dated 24.07.2023 is confirmed on the same terms and conditions.

6. Needless to mention here that observations made hereinabove are tentative in nature and will not prejudice the case of either party at trial.

7. Captioned bail application stands disposed of accordingly.

JUDGE