

**ORDER SHEET**  
**HIGH COURT OF SINDH AT KARACHI**  
**Crl. Bail Application No.2519 of 2024.**

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| Date | Order with signature of Judges |
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For hearing of Bail Application.

**15.11.2024.**  
M/s. Amanullah Sahoo and Shakeel Ahmed Kalwar, Advocates for the applicant.  
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General.

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**Mohammad Karim Khan Agha, J:-** Applicant Rafiq Ahmed was booked in FIR No.638/2024 under Section 489-F/420/34 PPC registered at PS Steel Town, Karachi. He applied for post arrest bail before the Court of IVth Additional Sessions Judge Malir Karachi which was declined vide order dated 14.10.2024. Hence the applicant approached this Court for post arrest bail.

2. Brief facts of the case as per FIR are that the complainant is running shop namely Makah Batery Service at Pripri Bin Qasim and on 01.01.2024 I sold car to Friends Showroom Owners, the applicant issued of Rs.50,50,000/- which when present before the concerned bank bounced. Hence the aforesaid FIR was lodged.

3. I have heard learned counsel for the applicant and learned Addl. Prosecutor General Sindh, who opposed the grant of bail and perused the material available on record. Complainant has been served but preferred to remain absent.

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. Case is based on the documentary evidence which cannot be tampered with by the applicant. The applicant is no longer required for investigation and the amount involved is not huge.

5. Based on the above discussion, the applicant **Rafiq Ahmed Muhammad Sharif** 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.

6. 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. Learned trial shall decide the same expeditiously and no adjournment shall be allowed on any flimsy ground.

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

**JUDGE**

**MAK/PS**