

Order Sheet

IN THE HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD

Cr. Bail Appl. No. S- 1143 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
------	-------------------------------

25.02.2026

For orders on office objections
For hearing of main case

Mr. Imtiaz Ali Channa, Advocate along with applicant

Mr. Altaf Hussain Khokhar, A.P.G. along with SIP Kamran Suhail PS
City Hyderabad.

Heard learned counsel for the applicant and learned APG.
Complainant although on notice and represented by a counsel opted to
remain absent.

Learned APG confirms that apart from the cheque there is no other
document on record which would evidence the purpose for which the cheque
has been issued. An offence under Section 489-F PPC carries maximum
punishment of three years imprisonment and although not bailable fall within
the non-prohibitory clause of Section 497 Cr.P.C. Keeping in mind the
principle enunciated in Tariq Bashir and 5 others v. The State (PLD 1995 SC
34), I do not see any extra ordinary or exceptional reason to deny the
applicant bail.

The fact that there is no evidence on record to show the purpose and
the applicant says that the complainant worked in the same shop from where
he had taken away the cheque surreptitiously. Mala fide act at this
preliminary stage cannot therefore, be conclusively ruled out. Accordingly
the interim pre-arrest bail already granted to the applicant is confirmed on
the same terms and conditions.

JUDGE