

Order Sheet

IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Application No. 2429 of 2025

Date	Order with signature of Judge
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For hearing of Bail Application.09.01.2026

Mr. Abid Hussain Junejo, Advocate for Applicant along with Applicant Iftikhar.

Mr. Shahabuddin Chana, Advocate for Complainant along with Complainant.

Ms. Rubina Qadir, DPG.

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MUHAMMAD OSMAN ALI HADI J:- This Bail Application assails the Order dated 08.09.2025 passed by XIIth Additional District & Sessions Judge Karachi East in BBA No. 3594/2025 being FIR No. 203/2025 registered at P.S. New Town, Karachi, for offences under Section 489-F PPC.

2. Learned Counsel for the Applicant submits that the alleged Cheque bearing No. CA00000000011 dated 12.08.2024, which is claimed by the Complainant to have bounced, is disputed by the Applicant, in that the Applicant had a Working Tenure Partnership with the Complainant, and the matter relates to a business dispute. He further submits that there were various causes of duress, and submits that it is due to the highhandedness of the Complainant, which is why payment amount by the Cheque and otherwise was stopped. He contends that he has been running the business of "Tea" for over fifteen years and submits that the Applicant has no criminal or otherwise charge against him. He concludes that the Applicant is actively involved in the Trial and that at this stage, it would be in the interest of justice to allow this Application for confirmation.

3. Learned Counsel for the Complainant is present and submits that the Applicant has not denied issuance of Cheque, which can *prima facie* be seen as bounced. He submits that the version of the Applicant is incorrect and that the Applicant had simply issued the said subject Cheque, and dishonoured the same without any just cause.

4. Learned DPG present supports the contention of the Complainant.

5. I have heard the learned Counsels and with their able assistance has gone through the contents of the file. At this juncture, it appears that the Applicant is disputing the said payment allegedly claimed by the Complainant, and is actively participating in the Trial Proceedings. Furthermore, as there appears to be a dispute in the narrative between the parties, and considering that even otherwise maximum punishable under Section 489-F PPC is up to three years imprisonment, at this stage, it would be in the interest of justice to confirm the said Bail Application.

6. Accordingly, the instant Cr. Bail Application is allowed and the interim pre-arrest bail granted vide Order dated 18.09.2025 is confirmed on the same terms and conditions. However, the Applicant shall continue to cooperate with the Investigating Officer and shall not misuse the concession of bail.

7. Needless to state the observations hereinabove are purely tentative in nature, and shall not prejudice the proceedings before the Trial Court, which shall decide the case strictly on the evidence led before it.

The Bail Application is disposed of.

J U D G E

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