ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI.

Cr. Bail Appl No.903 of 2026

(Muhammad Essa **vs**. The State)

Present:
Mr. Justice Muhammad Iqbal Kalhoro

Date of hearing
& order 30.10.2026

Mr. Zakir Hussain Bughio, advocate for applicant
Mr. Liaquat Ali Jamali, advocate for complainant a/w complainant
Mr. Ali Haider Salim, Addl: PG Sindh

O R D E R

MUHAMMAD IQBAL KALHORO J: Applicant Muhammad Essa is seeking pre arrest bail in Crime No.322/2025, u/s 489-F PPC, registered at Police Station Frere, Karachi. He is present on ad-interim pre arrest bail granted to him vide order dated 18.03.2026 and today the matter is fixed for confirmation or otherwise.

2**.** It is alleged by the complainant that he sold one animal (a cow) to accused against a sum of Rs.34,00,000/- for sacrifice purpose, against which he issued the subject cheque of even dated, which on presentation in the bank was dishonoured. Hence, he lodged FIR.

3. Learned counsel for the applicant has pleaded that applicant had lost the checque, and by his own application, had requested the bank to stop payment; there is no business relations between applicant and complainant and entirely a false case has been registered against him.

4. On the other hand, learned Addl: PG Sindh, has opposed confirmation of bail stating that in police papers, the cheque is to shown to have been dishonoured due to insufficient funds. Complainant and his advocate, present, have also opposed confirmation of bail to the applicant.

5. I have considered the case in the light of arguments advanced and material available on record. On the one hand, applicant's counsel has claimed to have lost the cheque and that the applicant does not know the complainant. On the other hand, in the grounds in his application, he has impliedly admitted having business relations with complainant and issuing him the cheque. It is further claimed by him in the grounds that dispute with the complainant had already been settled, yet the complainant did not return the cheque.

6. These assertions point out to not only business relations between the parties but are contrary to what has been pleaded here. That coupled with the

prima facie evidence against the applicant in the shape of dishonournment of cheque, make out an offence u/s 489-F PPC against the applicant.

7. The concession of pre-arrest bail is an extra-ordinary relief, which until it is shown that FIR is a result of some malafide, cannot be extended as a matter of routine. Accordingly, this application is dismissed. The ad-interim pre-arrest bail granted to the applicant on 18.03.2026 is hereby recalled.

8. Needless to mention that the observations made herein above are tentative in nature and would not prejudice case of either party at trial. The bail application is disposed of in the above terms.

J U D G E

Rafiq/P.A.