

ORDER SHEET

HIGH COURT OF SINDH CIRCUIT COURT,
HYDERABAD

Cr. Bail Application No.S-1119 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE
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| 1. | For orders on urgency application |
| 2. | For orders on office objection(s) |
| 3. | For orders on exemption application |
| 4. | For hearing of main case |

21.08.2026

Raja Jawad Ali Saahar advocate a/w applicant

1. Urgency is granted.

2to4. Through instant application, applicant/accused, Ashraf Ali s/o Gul Muhammad, by caste Shaikh, seeks pre-arrest bail in Crime No.283/2026 registered at P.S A-Section, Dadu, under Section 489-F PPC. In the peculiar circumstances described below, the applicant/accused has approached this (High) Court directly for pre-arrest bail, instead of the Sessions Court at Dadu.

Counsel for the applicant/accused submits that this matter involves an alleged Cheque bearing No.47469176 dated 17.04.2026 in the sum of Rs.3,02,60,000/- drawn on a UBL Bank Branch in Dadu (page 31 of the file), which was allegedly dishonoured as per Memo of Dishonour dated 06.08.2026 (page 33 of the file). Learned Counsel contends that the said cheque was payable to “Syed Jurial Shah Trust Committee Dadu”, and the District & Sessions Judge, Dadu, who is presently the Chairman of the said Trust, vide Complaint dated 28.07.2026 addressed to the SHO PS A-Section, Dadu on the Letterhead of the said Trust directed the concerned SHO to lodge the said FIR against the applicant/accused as well as authorized the complainant of FIR No.283/2026 to lodge such complaint (page 29 of the file). Counsel submits that, given the quantum of the alleged bounced cheque, this matter is likely to be placed before the Sessions Court in Dadu, and the District and Sessions Judge, who is the Chairman of the Complainant Trust, presides over the Sessions Courts in Dadu. Therefore, he apprehends that if the applicant approaches the Sessions Court for pre-arrest bail, there is a direct threat of immediate arrest, alleged bias, and harassment, including, but not limited to, questions of fairness and imbalance of power before the Sessions Court in Dadu. Hence, this pre-arrest bail application is filed before the (High) Court.

He contends that the applicant/accused is innocent and has falsely been implicated in the case in hand by the complainant in collusion with the police and the Chairman of the Trust, who is the District and Sessions Judge, Dadu, and he apprehends his imminent arrest on account of malafide.

Without touching the merits of the case, given that approaching the High Court is not the preferred route for seeking pre-arrest bail, yet, as the High Court exercises concurrent jurisdiction, for fair trial, based on Orders passed by this (High) Court and the Superior Courts in similar situations,¹ and the peculiar facts and circumstances discussed hereinabove, the applicant/accused is admitted to ad-interim pre-arrest bail subject to furnishing solvent surety in the sum of Rupees Five Lacs (Rs.500,000/-) and P.R bond in the like amount to the satisfaction of the Additional Registrar of this Court.

Issue Notice to Additional P.G. and Complainant.

To come up on 11.09.2026 for confirmation or otherwise.

JUDGE

Sajjad Ali Jassar

¹ *Rais Wazir Ahmad v. The State*, 2004 SCMR 1167; *Rana Muhammad Arshad v. Muhammad Rafique and Another*, PLD 2009 SC 427; High Court of Sindh, Karachi, Cr. Bail Appln. No.1308 order dated 19.08.2024; and High Court of Sindh Karachi, Cr. Bail Appln. No.1263 of 2025 dated 16.05.2025. See also *Mian Mahmud Ali Kasuri v. The State*, PLD 1963 SC 478.