THE HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

Crl. Misc: Application No.S-396 of 2024

DATE	**ORDER WITH SIGNATURE OF JUDGE(S)**

1. For orders on office objection (s)
2. For hearing of main case

12.11.2026

Mr.Altaf Hussain Khokhar, D.P.G for the State

****

None present on behalf of the applicant and no intimation has been received. The same was the position on the last date of hearing. The progress report received from the learned trial Court is taken on record. The record has been perused with the assistance of the learned D.P.G.

Through this application under section 497(5) Cr.P.C., the applicant/complainant seeks cancellation of the pre-arrest bail confirmed to respondent No.1 Naveed Iqbal by the learned VI-Additional Sessions Judge, Hyderabad, vide order dated 14.05.2024 passed in Criminal Bail Application No.1017 of 2024, in Crime No.34 of 2023 registered at Police Station GOR, Hyderabad under section 489-F PPC.

The allegation, briefly, is that respondent No.1, a sales officer of the company where the complainant works, issued a cheque of Rs.75,51,302/- against the sale proceeds of seed, which was dishonoured on presentation.

Bail once granted is not to be recalled unless the order is shown to be perverse or arbitrary, or the accused has misused the concession. Neither is shown here. The offence under section 489-F PPC carries a maximum sentence of three years and does not fall within the prohibitory clause of section 497 Cr.P.C.; confirmation of bail in such a case, on a tentative assessment of the police papers, cannot be termed perverse. The plea that the complainant was not heard is not borne out, as the order records that notice was given to him. As to the alleged threats, the order itself left the trial court at liberty to

proceed against respondent No.1 in case of misuse of bail and the applicant is not shown to have approached that court.

The application is, accordingly, **dismissed**. The observations made above are tentative and shall not influence the trial court.

JUDGE

AHSAN K. ABRO