

Form No:HCJD/C-121
ORDER SHEET
IN THE LAHORE HIGH COURT
LAHORE
JUDICIAL DEPARTMENT

Crl. Misc. No.28856-B/2021

Qari Muhammad Akram VS The State and another

S.No. of order/ Proceeding	Date of order/ Proceeding	Order with signature of Judge, and that of parties or counsel, where necessary
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04.04.2022 Mian Muhammad Naseem, Advocate for the petitioner.
Mr. Ehtisham Ahmad, Assistant Attorney General along
with Nabeel, SI/FIA with record.
Complainant in person.

At the very outset, learned counsel for the petitioner
wishes to withdraw this bail petition, however, prays for
issuance of a direction to the learned trial court for early
conclusion of trial.

2. This petition is, therefore, dismissed as having been
withdrawn. The learned trial court, seized of the matter, is
directed to expedite the trial of this case and conclude the
same within a period of three months even if day to day
proceedings are required to be taken, under intimation to the
Deputy Registrar (Judicial) of this Court.

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Lahore High Court, Lahore

(Shehram Sarwar Ch.)
Judge

Khalid

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Authorized Under Article 87 of
Qanun-e-Shahadat Order 19

Copy Petition No.: 84304
Submission Date: 17-01-21
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IN THE LAHORE HIGH COURT, LAHORE

Crl. Misc. 28856 B/2021

Qari Muhammad Akram son of Muhammad Saadique,
resident of Chak No.14/GD, Tehsil and District Okara.

(Presently confined at Camp Jail, Lahore)

...PETITIONER

VERSUS

1. THE STATE
2. Muhammad Ameen son of Muhammad Hanif,
resident of Chak No.14/GD, Raza Abad, Police
Station Satt Ghara, Tehsil & District Okara.

...RESPONDENTS

Case FIR No. 136/2020, Dated 15.12.2020
Offence U/S: 9, 10, 11 of PECA & 295A, 298, 298A,
505 PPC
Police Station: FIA Cyber Crime Wing, Lahore.
District: Lahore

**PETITION U/S 497 CR.P.C FOR THE GRANT OF POST
ARREST BAIL TO THE PETITIONER**

Respectfully Sheweth: -

1. That the succinct facts of the case are that the above mentioned case/FIR No.136/2020 was got registered on 15.12.2020 at the instance of respondent No.2 with mala-fide intention and ulterior motives for details Copy of FIR is attached herewith as **Annex-A**.

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Copy of this document is to be kept in the file of the case.

2. That the petitioner is arrested in the above case and is behind the bars. The petitioner applied for his after arrest bail before learned Judicial Magistrate Lahore, which was dismissed vide order dated 11.03.2021. Copy of the same is attached as **Annex-B.**

3. That petitioner filed his post arrest bail before the learned sessions judge Lahore which was later on dismissed by learned Addl. Sessions Judge, Lahore vide dated 03.04.2021. Copies of order dated 03.04.2021 alongwith petition, are attached herewith as **Annex-C.**

4. That the petitioner being innocent seeks his post arrest bail inter alia on the following:

GROUND S:

a. That the petitioner is quite innocent in this case and has been falsely implicated by the complainant due to his mala-fide and ulterior motives with the connivance of the local police.

b. That no occurrence has taken place at all and the story as narrated in the FIR is totally false, frivolous, misconceived based on mala-fide intention and is under ulterior motives highly improbable.

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Judge High Court, Lahore

- c. That no direct or indirect evidence available on the record to connect the petitioner with the commission of offence.
- d. That actually there is some property dispute between the complainant party and their relatives Mst. Azizan Bibi mother of the Muhammad Asif and Muhammad Atif sons of Ashiq Ali etc and to convert that family dispute into criminal litigation, the complainant lodged the above said FIR while concocted and false story and malafidly involved the petitioner in this false case.
- e. That civil litigation between above said Azizan Bibi etc and complainant and his other relatives is pending before Civil Court Okara regarding the property dispute. Certified copies of which are attached herewith as **Annex-D To D/2**.
- f. That as stated above no occurrence at all is taken place, therefore, people of vicinity also sworn their affidavits before the investigation officer in this regard which are sufficient to negate the story of FIR.
- g. That nothing has been recovered from the petitioner during the course of investigation, so the stance

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taken by the complainant is incorrect and falsified and if anything is recovered that is planted one.

- h. That offences mentioned in the FIR are not attracted to the petitioner at all as he has not committed any offence as alleged in the FIR.
- i. That the petitioner is behind the bars since his arrest and is no more required by the police for further investigation.
- j. That there is no useful purpose served to keep the petitioner behind the bar when the investigation of the case has been completed and the trial of the case yet to be commenced.
- k. That the petitioner is law abiding, peace loving and respectable citizen and cannot imagine committing such a heinous offence.
- l. That offence does not fall under the prohibitory clause of section 497 Cr.P.C.
- m. That the petitioner is previously non-convicted and non-record holder.
- n. That there is no apprehension of petitioner's absconding or tampering with the prosecution evidence.

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Hon. J. M. Kulkarni
Hon. J. M. Kulkarni

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o. That the petitioner is ready to furnish reasonable surety bond to the entire satisfaction of this Hon'ble Court.

PRAYER:

Under the circumstances, it is therefore, most respectfully prayed that instant bail petition may kindly be accepted and the petitioner may graciously be allowed post arrest bail till the final decision of this case.

....PETITIONER

Through:-



MIAN MUHAMMAD TANVEER CHOTTYA
Advocate High Court
7-K Begum Road, Mozang, Lahore
Cell No.0301-4323926
CNIC No.35301-6827566-9



FIAZ AHMED KHAN BALOCH
Advocate High Court

Certificate

Certified that as per instruction of my client this is first bail petition before this Hon'ble Court.



ADVOCATE

29/11/17
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Article 87 of