

**ORDER SHEET.**

**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT.**

Criminal Misc: No.703-BC of 2013

Saeed Ahmed                      versus                      Shahid Iqbal, etc.

<b>S. No. of order/ proceedings</b>	<b>Date of order/ Proceedings</b>	<b>Order with signature of Judge and that of parties or counsel where necessary.</b>
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	14.02.2014	Mr. Muhammad Yaseen Naqshbandi, Advocate for petitioner.
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Through this petition, the petitioner seeks cancellation of bail granted to respondents No.1 vide order dated 17.07.2013 passed by the learned Additional Sessions Judge-VI (West), Islamabad.

2. Brief facts of the case are that FIR bearing No.372/2011 under section 406 PPC, was registered at police station Shalimar, Islamabad against Shahid Iqbal who while defrauding one Adnan Zafar allegedly had taken 150,000/- Canadian Dollars and misappropriated the same.

3. Learned counsel for the petitioner seeks cancellation of bail, mainly on the ground that the accused is involved in number of other cases of like nature. Other point, he raised that the accused/ respondent has violated the conditions of bail granted to him by the trial court. In support of contentions, he submitted

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pronouncement of Hon'ble Supreme Court of Pakistan reported as 2006 SCMR 1292.

4. Arguments heard, record perused.

5. The allegation of involvement of the respondent in such cases is not substantiated by any material or documentary evidence. There may be some other cases but that has no concern with the case in hand. If the accused/respondent has violated the terms/conditions of bail, best forum for the petitioner is to approach the concerned trial court for cancellation of same but not the High Court. Once a bail granted having jurisdiction, requires strong and exceptional grounds for its cancellation. No such ground urged before this Court. Reference cited enunciates a totally different principle to that of arguments advanced, therefore, not in consonance with the case of petitioner.

6. In view of above, instant criminal miscellaneous is **dismissed in-limine.**

**(NOOR-UL-HAQ N. QURESHI)**  
**JUDGE**

Imran