

Form No: HCJD/C-121  
**ORDER SHEET.**  
**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT.**

**Criminal Misc. No.490-BC of 2017**

Tanveer Akhtar.

VS

Raja Muhammad Farooq and another.

<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>
	<b>20.06.2019.</b>	<b>Mr. Imran Feroz Malik, Advocate for the Petitioner. Mr. Arshad Mehmood, Advocate for respondent No.1. Mr. Awais Haider Malik, State Counsel. Javed Sultan, ASI.</b>

Through the instant petition, the petitioner seeks cancellation of bail granted to respondent No.1 in case F.I.R. No.114, dated 06.06.2017, under Section 406 P.P.C., Police Station Margalla, Islamabad.

2. At the very outset, learned counsel for the petitioner pointed out that since respondent No.1 did not appear before the learned Trial Court, hence, he was declared as a proclaimed offender on 30.04.2019. Learned counsel for respondent No.1 contended that the petitioner failed to appear inadvertently, however, it was confronted whether the instant petition can proceed and learned counsel can represent respondent No.1 in light of the fact that he has been

declared proclaimed offender. Learned counsel was unable to assist the Court.

3. The contentions of the learned counsels for the parties have been heard and documents placed on record examined with their able assistance.

4. Since respondent No.1 has been declared a proclaimed offender, hence the instant petition has become infructuous and is disposed of accordingly. The only recourse available to respondent No.1 is to surrender before the Court of competent jurisdiction.

**(AAMER FAROOQ)  
JUDGE**

M. Zaheer Janjua