

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

Criminal Misc. No. 290 of 2019

Tariq Mehmood
Vs
Sadiqa Hassan Akhtar, etc.

S. No. of order/ proceedings	Date of order/ proceedings	Order with signature of Judge and that of parties or counsel where necessary.
------------------------------	----------------------------	---

03.	<u>22-10-2019.</u>	Malik Saqib Mehmood, Advocate for petitioner. Raja Hustam Zaman, Advocate for the respondent. Mr. Rabi Bin Tariq, State Counsel. Mr. A. Sattar Baig, S.I with record.
-----	--------------------	--

The petitioner through this petition has assailed order, dated 20.04.2019, whereby pre-arrest bail granted in favour of respondent no.1 has been confirmed.

2. The learned counsel for the petitioner has been heard at length. He has mainly argued that respondent no.1 was involved in commission of offences mentioned in the FIR and that without recording reasons her pre-arrest bail was confirmed.

3. The learned counsel for respondent no.1 has argued that the latter was not nominated in the FIR and that through supplementary statement she was alleged to have been involved in the criminal case. Moreover, respondent no.1 is wife of the main accused, namely Hassan Akhtar who has been granted

bail by this Court vide order, dated 30.07.2019, passed in Criminal Misc. No. 448-B/2019.

4. The learned counsels have been heard and the record perused with their able assistance.

5. Admittedly, respondent no.1 was not nominated by the petitioner at the initial stage when he had filed written complaint for registration of a criminal case. It cannot be ruled out at this stage that respondent no.1 may have been involved merely to harass her. This Court is satisfied that the impugned order whereby respondent no.1's pre-arrest bail was confirmed does not suffer from any arbitrariness nor ~~has it~~ found fanciful. It is not the case of the petitioner that the pre-arrest bail which was confirmed vide impugned order, dated 20.04.2019, has been misused by respondent no.1.

6. For the above reasons, this petition is without merit and, therefore, accordingly dismissed.

(CHIEF JUSTICE)