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IN THE ISLAMABAD HIGH COURT ISLAMABAD

CrI. Misc. B.A No /2022

IMRAN KHAN, SON OF IKRAM ULLAH, CHAIRMAN PAKISTAN TEHRIK E  
INSAF, RESIDENT OF BANI GALA, ISLAMABAD.

.....Petitioner

VERSUS

- I. STATE Through SHO police Station Margla, Islamabad
- II. Ali Jived Magistrate Sadar, ISLAMABAD.

.....Respondents

CASE FIR NO.	407/2022
DATED	20-08-2022
U/S	506,504,189,188 PPC.
P.S.	Margla , ISLAMABAD.

**PETITION U/S 498 497(2) CRPC READ ALONGWITH OTHER ENABLING  
PROVISIONS OF LAW FOR PRE-ARREST BAIL IN THE ABOVE SAID CASE.**

Respectfully Sheweth;

**FACTS**

- I. That the brief facts necessitating this petition are that the above said case was got registered against the petitioner. **(FOR BRIEF STORY FIR IS ANNEXED AS ANNEXER "A")**
- II. That initially the above case was registered under section 7 of anti-terrorism act 1997 and subsequently the investigation officer add sections 506,504,189,188 PPC.
- III. That the petitioner approached the Anti-terrorism court Islamabad for pre arrest bail and during the pendency of pre-arrest bail application the petitioner approached the honorable Islamabad high court for quashment of the said FIR through writ petition No-3179/2022 wherein on 19-09-2022 honorable high court quashed the provisions of anti-terrorism act 1997.

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- IV. That after passing of order by learned high court in writ petition No-3179/2022, the learned Judge ATC court on 20-09-2022 dismissed the bail petition filed by the petitioner due to deletion of section 7 of Anti-terrorism Act 1997.
- V. That the local police on the instigation of political rivals of the petitioner is intended to arrest the petitioner hence this pre-arrest bail application before this honorable court inter-alia on the following

#### GROUNDS

1. That story of the above mentioned FIR is completely false, concocted and baseless as the petitioner did not violate any law of the land.
2. That the petitioner is Chairman of Pakistan Tehreek-e- Insaf which is the largest political party of the country and the petitioner has a long and unblemished political career which kicked off in 1996 and since then the petitioner and his party has always been very vocal and active in protection and safe guard of civil, political and all other rights of the citizens of Pakistan through Public gatherings, rallies, meetings, peaceful protests etc.
3. That the petitioner believes in rule of law and has always bowed before the law and his political struggle is purely based on electoral politics and for that he has always been very active in criticizing the policies of the Government which were anti-state and against the interest of the people of Pakistan being MNA and the most effective voice of the Nation.
4. That this case is based on malafide and ulterior motives of the Political rival Government, which is in helm of the affairs as the PTI and the petitioner is the political challenge to it therefore such fake FIRs have been registered to intimidate the workers as well as leadership of PTI.
5. That the instant case is lodged by political rival regime of the petitioner which is purely based on malice.
6. That the police officials are used as a tool to fabricate the FIR.
7. That the case in hand is just manifestation of political vengeance and contempt for the petitioner and it is aimed to sooth the political opponents of the petitioner.
8. That the registration of the FIR against the petitioner is just an effort to halt his political movement against the corruption mafia who were in power and eating the wealth of the nation as termite.

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- 9. That absence of any awe inspiring or tangible piece of evidence against the petitioner brings the case the petitioner in the ambit of further inquiry and makes a fit case for grant of pre-arrest bail.
- 10. That it is a settled law by now that grounds available to the accused for post-arrest bail could also be considered at the time of pre-arrest bail if his case falls within the ambit of further inquiry into his guilt and this case is fit for such like treatment.
- 11. That the only purpose of registration of this case against the petitioner is to arrest him so that his peaceful political movement can be halted therefore if the petitioner is arrested in the present case he would suffer an irreparable loss.
- 12. That the petitioner is previously non convict.
- 13. That the petitioner is ready to furnish surety bonds to the entire satisfaction of this honorable court.
- 14. That rest of the grounds and relevant law would be presented at the time of arguments.
- 15. That the petitioner always remain in the country and moves in the public view.

16. Now there is danger to life & liberty of Petitioner hence this Petition By Right is filed for Protection in view of New circular dt 20.5.2021.

In the circumstances as expounded above it is hereby humbly prayed that the petitioner be granted ad-interim bail and pre-arrest bail till the final disposal of the case to meet the ends of justice.

*[Signature]*  
PETITIONER

*[Signature]*  
BABAR AWAN

Senior ASC  
Sitara-e-Imtiaz, Nishan-e-Imtiaz

*[Signature]*  
Barrister

Abdullah Babar Awan  
Advocate High Court

THROUGH  
Sy. ASC  
1/4/2022  
9:30 PM.

CERIFICATE:

It is certified that this is first pre-arrest bail before this honorable court as per instruction from client.

*[Signature]*  
ADVOCATE