

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
Cr. Bail Application No. 2448 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGES
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Present:

Mr. Justice Omar Sial
Mr. Justice Miran Muhammad Shah

For hearing of bail application

13.10.2025

M/s. Samiullah and Raqab Ali Advocates for the Applicant
Mr. Muhammad Iqbal Awan, Additional Prosecutor General

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OMAR SIAL, J.- Aqil Wachani was arrested on 04.06.2025 while in possession of 520 grams of charas. F.I.R. No. 163 of 2025 was registered under section 6, 9(3)(b) of the CNS Act, 2024 at the Chakiwara police station.

2. We have heard the learned counsel for the applicants and the learned Additional Prosecutor General. Our observations are as follows.

3. The offence with which the applicant is charged, although not bailable, falls within the non-prohibitory clause of section 497 Cr.P.C. Keeping in mind the principles enunciated in Tariq Bashir and 5 others vs The State (PLD 1985 SC 34), we do not see any exceptional or extraordinary ground to deny the applicant bail. It is also yet to be seen whether the applicant himself is a user of narcotics and, in essence, a victim of the drug trade. The State is yet to establish effective rehabilitation institutions for this purpose. The applicant is admitted to bail; however, as he has previously been involved in an offence under the Prohibition legislation, the bail amount is fixed at Rs. 500,000, together with a P.R. Bond in the like amount.

JUDGE

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