

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Crl. Bail Appln. No. 2577 of 2025

Date	Order with signature of Judge(s)
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Present:
Mr. Justice Omar Sial.
Mr. Justice Miran Muhammad Shah

For hearing of Bail Application.

10.11.2025

M/s Ghulam Hasnain & Ali Asghar Khumbar,
advocates for the applicant.
Mr. Muhammad Iqbal Awan, Addl. P.G. Sindh.

OMAR SIAL, J.:- Muhammad Rafique @ Rafu son of Muhammad Ismail, sought post-arrest bail in Crime No.173 of 2025 registered under Sections 9(i), 3 (b) of Sindh Anti-Narcotic Act, 2024, at police station, Gulbahar, Karachi, his earlier bail plea was dismissed vide order dated 23.09.2025 by the learned Special Judge Narcotics/Sessions Judge, Karachi Central.

2. Applicant Muhammad Rafique @ Rafu was arrested on 04.09.2025, by SIP Ali Akbar while he was in possession 510 grams of Charas.

3. We have heard the learned counsel for the applicant and the learned Additional Prosecutor General, Sindh. Our observations are as follows.

4. 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 S.C 34), we do not see any exceptional or extraordinary ground to deny the applicant's 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 institution for this purpose. The applicant is admitted to bail subject to his furnishing surety in the sum of **Rs.100,000/- (Rupees One Lac Only)** and a P.R bond in the like amount to the satisfaction of the learned trial Court.

JUDGE

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