

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. B.A. No.3389 of 2025
(Ms. Nazeer Janan & another vs. The State)

For hearing of bail application

Date of hearing

& order **09.03.2026**

M/s. Ajab Khan Khattak and Habib Ahmed Tajik, advocate for applicants
Mr. Mushraf Azhar, Special Prosecutor, ANF

ORDER

Muhammad Iqbal Kalhoro, J:- Applicants are seeking post arrest bail in a case bearing Crime No.26/2025, u/s 9(i)3(C), 14, 15 CNSA, 1997, registered at Police Station ANF Clifton, Karachi, by means of this application.

2. Applicants were arrested on 12.07.2025 by the Anti-Narcotics Force (ANF) from Sohrab Goth Bus Stand, Hyderabad, Main Super Highway, Karachi on a tip off, and from their possession allegedly five packets of charas each weighing 1200 grams, total 12 kilograms were recovered, i.e., 6 kilograms from each of them. Hence, they were booked in the present case.

3. Learned counsel for the applicant has pleaded for bail on the grounds that applicants are first offender; the video recording of alleged incident has not been done and the bus number as well as the particular spot of the Bus Stand has not been mentioned by the prosecution.

4. On the other hand, learned Special Prosecutor, ANF has opposed bail on the ground that a huge quantity of narcotics has been recovered from the applicants. Insofar as video recording of the incident is concerned, he submits that this requirement has been introduced in the Sindh Control of Narcotics Act, 2024, whereas the Anti-Narcotics Force is a federal body, and under the provisions of the Control of Narcotic Substances Act, 1997 the video recording is not mandatory. Even otherwise, according to him, effect of this would be appreciated at the trial stage.

5. We have considered submissions of the parties and perused material available on record. Prima facie, there are reasonable grounds to believe that the applicants are involved in a heinous offence involving recovery of a huge quantity of narcotics. There is no subsistence or material showing

that Anti-Narcotic Force has any enmity with the applicants to falsely implicate them in this case. We agree with the learned Special Prosecutor, ANF that the effect of non-recording of video of the incident requiring deeper appreciation cannot be appreciated at the bail stages, so also the question whether the same is mandatory in the cases registered by the Federal Law Enforcement Agencies or not is also to be appreciated by the trial Court.

6. We, therefore, do not find the applicants entitled to grant of bail to applicant and accordingly dismiss this bail application. However, the trial court is directed to expedite the trial and conclude the same within a period of 04 months, after which, in any case, the applicant would be at liberty to repeat application for the same relief, which, if filed, shall be decided on its own merits.

7. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

JUDGE

Rafiq/PA.