

IN THE HIGH COURT OF SINDH KARACHI
Cr. Bail Application No.1351 of 2026

Applicant : Syed Moiz s/o Syed Saeed Ahmed
Through M/S Abdul Khalid Khan,
Samreen Ehtesham and Agha Atta
Muhammad Khan, Advocates

Respondent : The State
Through Mr. Dur Muhammad Shah, DAG

Date of hearing : 14.05.2026
Date of order : 14.05.2026

ORDER

MIRAN MUHAMMAD SHAH, J:- Through this bail application, the applicant/accused Syed Moiz s/o Syed Saeed Ahmed, seeks post-arrest bail in Crime No.24/2026, registered at PS Commercial Banking Circle FIA Karachi, under section 4, 5 & 23 FER Act 1947 r/w 109 PPC. Earlier his application for the same relief was dismissed by the learned Sessions Judge, Karachi West, vide order dated 30.04.2026.

2. The facts of the case need not be reproduced herein, as the copy of FIR is attached with the bail application and the facts are also stated in detail therein.

3. Heard learned counsel for the applicant, as well as learned DAG and perused the record.

4. Perusal of the FIR shows that the Mochko Police intercepted a vehicle carrying passengers from Quetta to Karachi, and apprehended three persons from it. One person being driver of the vehicle disclosed his name as Shah Zaman, from whom cash amounting to Rs. 3,700/- and a mobile phone were recovered. A lady passenger namely Mst. Shahina, was also apprehended, from whom Irani currency amounting to Rs.1 crore and 80 lacs was recovered. The third person being passenger disclosed his name as Syed Moiz, (the present applicant), from whom a Golden Rolex watch and a

mobile phone were recovered. These persons were then handed over to FIA CBC Karachi where enquiry was initiated. During interrogation, co-accused Mst. Shahina stated that the Irani currency had been handed over to her by the present applicant, who is her brother-in-law. However, the driver and Mst. Shahina were released, whereas the present applicant was implicated in the present case. Prima facie, the involvement of the applicant is based solely upon the statement of the co-accused, which at this stage carries no evidentiary value against another accused person. Furthermore, the CNIC of the applicant attached with the bail application reflects his date of birth as 20.11.2008, which shows that on the date of the alleged incident i.e. 09.04.2026, the applicant was below 18 years of age, being approximately 17 years and 5 months old. Therefore, prima facie, he falls within the definition of a juvenile offender and is entitled to the benefit of the relevant provisions of law relating to juveniles. Moreover, the alleged offence carries punishment up to five years and does not fall within the prohibitory clause. It is a settled principle of law that in offences not falling within the prohibitory clause, grant of bail is a rule and refusal is an exception. In view of the above circumstances, the applicant has succeeded in making out a case for the grant of post-arrest bail. Consequently, the applicant is admitted to post-arrest bail subject to furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) along with a P.R. bond in the like amount to the satisfaction of the learned trial Court.

5. Needless to mention here that the observation made herein above are tentative in nature and would not influence the trial court while deciding the case of the applicant on merits.

Criminal bail application stands disposed of.

JUDGE

