

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Appl.No.2969 of 2026

Date	Order with signature of the Judge
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Present:
Mr. Justice Muhammad Iqbal Kalhoro.
Mr. Justice Khalid Hussain Shahani.

AsadullahVs. The State
21.09.2026.

Mr. Mallag Assa Dashti a/w Merrukh Zehri and Palwasha Tareen,
Advocate for applicant
Mr. Musharaf Azhar, Special Prosecutor ANF.

O R D E R
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MUHAMMAD IQBAL KALHORO J: On spy information, ANF combed a container available at SAPT (South Asia Pakistan Terminal), Karachi on 22.07.2026, where applicant and another accused Akber were found present in suspicious condition. When from container 13.5 K.Gs of Tablets Valium10 were recovered concealed in clothes and bags, both were arrested and booked in FIR bearing Cr. No.48/2026 U/s 6, 9(2), 14, 15 CNS Amended Act, 2022 of P.S. ANF Clifton, Karachi.

2. Applicant’s counsel has argued that applicant had no knowledge of such Tablets; even otherwise these tablets are easily available at every medical store; that psychotropic substance, if derived from these tablets, will weight 504 grams; the case has been challaned and applicant is no more required for further investigation. He to support his contentions has relied upon 2023 P Cr. L J 282, 2024 YLR 2483, 2022 YLR Note 72, 2025 YLR 835 (Lahore), 2021 MLD 1664 (Lahore) and an unreported order of this court passed in Cr. Bail Appl. No.1141/2025.

3. On the other hand, learned Special Prosecutor ANF has opposed bail but has admitted that as per formula psychotropic substance in these tablets would be only 504 grams. It is also an admitted position that Custom Department has not registered any case against the applicant for smuggling in the said tablets. In the cases, relied upon by learned defence counsel, mostly the question that has been considered is whether the recovery of such Tablets which are available at every medical store, the provisions of CNS Act would be attracted or not, and it has been left mostly to the trial court to record evidence and determine such point. We, therefore, relying upon the said ratio and the fact that only 504 grams of psychotropic substance is derivable from

the entire tablets, find the applicant entitled to the concession of bail. Accordingly, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.100,000/- and P.R bond in the like amount to the satisfaction of the trial court.

The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

The Cr. Bail Application is disposed of.

JUDGE

JUDGE

A.K