ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Appl.No.3108 of 2026

Date	Order with signature of the Judge

Present:

Mr. Justice Muhammad Iqbal Kalhoro.

Mr. Justice Jawad Akber Sarwana.

Mir Hazar ……..Vs. …….. The State

02.11.2026.

Mr. Usama Ali, Advocate for applicant

Mr. Ali Haider Saleem, Addl. P.G. a/w Insp. Aaamir P.S. Sachal.

O R D E R

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MUHAMMAD IQBAL KALHORO J: Applicant was arrested alongwith two accomplices riding on a motorcycle, by a police team of P.S. Sachal, Karachi headed by SIP Javed Arain, on 08.11.2024 from main road, Gawalior Society, Scheme 33, Karachi and from each of them different quantity of narcotics was recovered. From applicant 630 grams of Ice was recovered, hence they were booked in FIR bearing Cr. No.1831/2024 U/s 9(2), CNS Act, 2022 of P.S. Sachal, Karachi.

2. Learned counsel in defence has pleaded for bail on the ground that co-accused namely Kazbano has been granted bail; in last two years not a single witness has been examined; the applicant is first offender and the alleged offence does not fall within prohibitory clause of section 497(1) Cr.P.C.

3. On the other hand, learned Addl.P.G. has opposed the bail but has conceded that applicant is the first offender and *prima facie* the police did not record the incident on video.

4. An expeditious trial is a right of the accused which seems to have been denied to applicant, as for the last two years prosecution has failed to examine a single witness. The offence does not fall within prohibitory clause u/s 497 Cr.P.C. More so, *prima facie* there is nothing on record to show that incident was video recorded in compliance of section 17(2) of CNS Act. Accordingly, this application is allowed and the 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 trail 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