

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Appl.No. 1482 of 2026

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

Zameer Hussain & anotherVs..... The State

01.09.2026.

Mr. Khalid Hussain Suhag, Advocate for applicant
Mr. Muhammad Ali Noonari, DPG.

O R D E R
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MUHAMMAD IQBAL KALHORO J: Allegedly applicants were arrested on 03.12.2025 by a police team of P.S Manghopir, Karachi from main road Northern Bypass near Orangi Cut, Manghopir, Karachi and from them 50 K.Gs of Charas was recovered, hence, they were booked in FIR bearing Cr. No.888/2025 U/s 9(1) 3(e), Sindh, CNS Act, 2024 of P.S. Manghopir, Karachi.

2. Learned counsel for applicants has submitted that there is discrepancy in CDR record of the accused which shows their presence at a different place than the one of arrest shown in the FIR; that applicant’s father had moved an application u/s 22-A & B Cr.P.C. which was allowed and order for registration of FIR against police officials was passed; DIG Police was also approached for conducting an enquiry into the matter, who had designated SP Sohrab Goth for this purpose, he after analyzing CDR has shown suspicion over the place of arrest of the applicants.

3. On the other hand, learned D.P.G. has opposed bail citing recovery of huge quantity of Charas from the applicants and further states that a formal enquiry without examining the complainant and witnesses was done by the S.P and he simply by analyzing CDR has formed his opinion regarding place of arrest, hence it has no value.

4. We have considered submissions and are of the view that questions raised by applicants cannot be answered at bail stage. If the applicants are of the view that the case against them is false and

fabricated and they have been implicated without any substance, and they have the evidence to establish the same, they may approach the trial court under the relevant provisions of law for their acquittal. At bail stage, only *prima facie* evidence is to be appreciated which suggests arrest of the applicants with narcotics from the spot. Their arrest from the alleged place is further *prima facie* supported by 161 Cr.P.C statements of witnesses and memo of arrest and recovery. Simply on the basis of an enquiry report, which shows to have been done without knowledge and permission of the trial court, and which we have seen has noted some discrepancies in the CDR record of the applicants, an opinion regarding their innocence cannot be formed, not the least when they are found in possession of huge quantity of narcotics which seemingly cannot be foisted. We, therefore, looking at the *prima facie* evidence are of the view that applicants are not entitled to the concession of bail. Their bail application is dismissed. However, learned trial court is directed to expedite the trial and examine the material witnesses in four months.

The Cr. Bail Application is disposed of.

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

JUDGE

JUDGE

A.K