

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Cr. Rev. Appl. No.137 of 2020

DATE	ORDER WITH SIGNATURE(S) OF JUDGE(S)
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For hearing of main case

30.09.2020

Syed Suleman Badshah, advocate for applicant.

Mr. Ali Haider Saleem DPG.

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Applicant claims to be owner of vehicle bearing registration No.AXL-891 maker Probox which was taken into custody by police of P.S. Model Town on 23.07.2020 when accused namely Obaid ur Rehman travelling therein was arrested alongwith narcotics viz. 1050 grams of heroin and 1020 grams of crystal. He filed an application before the trial court for restoration of said vehicle to his possession on the ground that he is its bonafide owner and not involved in the case but the same was turned down vide order dated 21.08.2020.

Learned DPG has opposed this application. However, there is nothing on record to suggest that the applicant was aware of narcotics being transported in his car. He has not been named in that capacity as an accused in the case either. Learned counsel has submitted that said car was given to accused by the applicant on rent basis and except that relation, he has nothing to do with the accused. We, in the circumstances, allow this application and restore possession of the vehicle to the applicant on superdari basis subject to verification of his status as owner and his furnishing a solvent surety in the sum of Rs.10,00,000/- and P.R bond in the like amount to the satisfaction of the trial court, which however would be at liberty to pass final order in respect of property in the judgment in terms of section 517 Cr.P.C.

The Cr. Rev. Application stands disposed of.

Judge

Judge

