

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH AT KARACHI**  
Cr. Bail Appln No.627 of 2020

Date	Order with signature of Judge
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For hearing of bail application  
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11.05.2020

Mr. Shah Imroz Khan, Advocate for the applicant  
Mr. Ali Haider Salim, D. P.G  
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Through this bail application, applicant Imran Khan son of Alam Sher seeks bail in FIR No.29 of 2020 registered at Police Station Mirpur Sakro for an offence punishable under Section 8 of Sindh Prohibition of Preparation, Manufacturing, Storage, Sale and use of Gutka and Mainpuri Act, 2019.

Learned counsel for applicant contended that the applicant is innocent and has falsely been implicated by the complainant with malafide intentions and ulterior motives. He further contended that Sections 8 of Sindh Prohibition of Preparation, Manufacturing, Storage, Sale and use of Gutka and Mainpuri Act, 2019 does not attract prohibitory clause of 497 Cr.P.C. He also submitted that the applicant is in custody since one month though the offence is bailable. He therefore, submits that the applicant may be enlarged on bail.

Learned Deputy Prosecutor General submitted that a big quantity of tobacco and related items were recovered from the possession of applicant who was going to sell the same. He submitted that such big quantity tobacco and related items were being transported for preparation of gottka which is ban and injurious for human life as it ultimately causes cancer, therefore, the applicant is arrested in a heinous crime. He therefore, submitted that the applicant is not entitled for any concession.

I have heard the arguments of learned Counsel for the applicant, the learned Deputy Prosecutor General and have gone through the record.

Since Section 8 of the Sindh Prohibition of Preparation, Manufacturing, Storage, Sale and use of Gutka and Mainpuri Act, 2019 is punishable for three year which is a bailable offence and it does not attract the prohibitory clause of 497 Cr. P.C., therefore, I admit the applicant to bail subject to his furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand only) and P.R. Bond in the like amount to the satisfaction of the Nazir of the trial Court.

The bail application stands disposed of in the above terms.

JUDGE