

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Crl. Bail Application No. 2448 of 2022

DATE

ORDER WITH SIGNATURE OF JUDGES

For hearing of bail application.

19-01-2023

Mr. Gulsher Baloch, Advocate for the applicant.
Mr. Muntazir Mehdi, Addl. PG.

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Omar Sial, J.: A police party of PS Saeedabad, Karachi, led by ASI Muhammad Altaf was on patrol duty on 3.11.2022 when they saw three persons standing in the street who they have been suspected. Applicant Tanveer @ Tano was one of such persons who was apprehended and 100 grams of methamphetamine were recovered from him. FIR No.577/2022 was registered under Section 6/9-B CNS Act, 1997 at PS Saeedabad, Karachi.

2. I have heard the learned counsels.

3. The learned Additional P.G. agrees that it appears that the applicant himself is a user of drugs, a very poor person and, therefore, is a victim of the drug trade. Record also reflects that the quantity of methamphetamine which has been recovered from the applicant makes its possession to fall within the ambit of Section 9-B CNS Act, 1997 which although not bailable, falls within the non-prohibitory clause of Section 497 Cr.P.C. Keeping in view the principle laid down in the case of **Tariq Bashir vs The State (PLD 1995 SC 34)** I see no exceptional or extraordinary ground to deny bail to the applicant. Therefore, the applicant was granted bail on 18.1.2023 and these are the reasons for the same.

JUDGE