

IN THE HIGH COURT OF SINDH AT KARACHI

Criminal Bail Application No.1695 of 2023

Applicant : Mukhtar Wali S/o Raham Wali
None present.

Respondent : The State
Through Ms. Abida Parveen Channar
Special Prosecutor ANF

Date of hearing : 30.08.2023

Date of order : 30.08.2023

ORDER

AMJAD ALI SAHITO, J -- Through this Bail Application, applicant/accused seeks post arrest bail in Crime No.15/2023 U/s 6/9(1) Sr. 3(E)14, 15, CNS Act 1997 (amended Act 2022) at PS ANF Muhammad Ali Society, after his bail plea has been declined by the learned Special Court-I (CNS), Karachi vide order dated 20.07.2023.

2. The details and particulars of the FIR are already available in the bail application and FIR, same could be gathered from the copy of FIR attached with such application, hence, needs not to reproduce the same hereunder.

3. None present for the applicant. No intimation is received. Same was the position on last date of hearing. Learned Special Prosecutor ANF present in Court states that huge quantity of charas weighing 12 kg has been recovered from the possession of the applicant. She further submits that maximum punishment for this offence provided under the law is life imprisonment, whereas, the minimum punishment shall not be less than 20 years. She lastly prays that post-arrest bail of the applicant may be dismissed.

4. Heard and perused. From perusal of record, it reflects that the applicant was arrested by ANF and recovered charas around 12 kg from his possession. The offence falls under the prohibitory clause of Section 497 Cr.P.C. as the maximum punishment for this offence provided under the law is life imprisonment, whereas, the minimum punishment shall not be less than 20 years. Resultantly, the instant bail application is dismissed.

5. Needless to mention here that the observations made hereinabove are tentative in nature and would not influence the learned trial Court while deciding the case of the applicant/accused on merits.

JUDGE

Kamran/PA