

IN THE HIGH COURT OF SINDH AT KARACHI

Present:

Mr. Justice Omar Sial

Mr. Justice Miran Muhammad Shah

CR. BAIL APPLICATION NO. 2506 OF 2025

Applicant : Abdul Malik
through Mir Ali Nawaz Khan,
Advocate

Respondent : The State
through Mr. Muhammad Iqbal
Awan, Additional Prosecutor
General Sindh

Date of Hearing : 20.10.2025

Date of Short order : 20.10.2025

Date of Order : 23.10.2025

ORDER

Omar Sial, J.: Abdul Malik (the applicant) and Hizbullah were in a car which was signaled to stop on 27.06.2024 by a police party led by S.I. Khalid Hussain. The vehicle tried to evade the police but was soon taken under control. On searching the two occupants of the car, 1000 grams of methamphetamine was recovered from the possession of the applicant whereas his colleague, Hizbullah had 2000 grams of the same narcotic in his possession. Both were arrested and F.I.R. No. 641 of 2024 was registered under sections 6 and 9(2)(5) and 9(1)5(c) of the CNS 1997 at the Shahra-e-Faisal police station.

2. Abdul Malik filed a bail application in the High Court when his bail was dismissed by the learned 1st Additional

Sessions Judge, Karachi East. After arguing the application at length, his counsel decided to not press that bail application which was therefore dismissed by the High Court on 11.02.2025. While dismissing the application the High Court directed that the trial be expedited and preferably complete it in forty-five days. The learned counsel argued that the forty-five days' time period was not complied with and hence his client deserves to be released on bail.

3. We have listened to the applicant's counsel and the learned Additional Prosecutor General.

4. We most respectfully disagree with the learned counsel that as the trial has not concluded within forty-five days the applicant is entitled to bail on this ground alone. The learned trial court has rightly relied on *Nisar Ahmed vs The State (PLD 2016 SC 11)*. No new ground having arisen since the last dismissal of the bail application by the High Court.

5. Above are the reasons for the short order dated 20.10.2025, in terms of which post arrest bail of the applicant was dismissed.

JUDGE

JUDGE