

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. B.A. No.2868 of 2025
(Aijaz Hussain vs. The State)

Present:
Mr. Justice Muhammad Iqbal Kalhoro
Mr. Justice Syed Fiaz-ul-Hassan Shah

For hearing of bail application

Date of hearing
& order 02.12.2025

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.1023/2025, u/s 9(2)(4) & 9(1)6(A) CNS Act, 2024, registered at Police Station, Shah Latif Town, Karachi by means of this application.

2. Applicant was arrested on 14.07.2025 by a police team headed by SIP Dilshad Ali of Police Station Shah Latif Town from Chokandi Graveyard Kacha Road, near Dawood Shoro Goth Malir, Karachi, and from him allegedly 200 grams of ICE and 60 grams of heroin were recovered. Hence, he was booked in the present case.

3. Learned counsel for the applicant has argued that applicant is a first offender; that the investigation is complete as the challan has been submitted, and more so the alleged offence does not fall within the prohibitory clause u/s 497 Cr. PC.

4. Learned Addl: PG Sindh has opposed the grant of bail. Nonetheless the fact that applicant is the first offender, investigation has been completed, the offence does not fall within the prohibitory clause u/s 497 Cr.PC, and *prima facie* compliance of Section 17(2) Sindh Control of Narcotics Substances Act, 2024 is lacking. We find that the applicant is entitled to the concession of bail. Accordingly, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.1,00,000/ (Rupees one lac) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

5. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

JUDGE

Rafiq/PA.