

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI**

Cr. Bail Appl. No.2729 of 2025

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

17.11.2025

Mr. Waseem Gul Advocate for Applicant a/w Ms. Urooj Ranizai, advocate.
Mr. Mumtaz Ali Shah, A.P.G.

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ORDER

MUHAMMAD IQBAL KALHORO J:- Allegedly police of P.S. South Karachi on spy information arrested applicant and co-accused Babar. From applicant 535 grams of Charas was recovered. Whereas, from co-accused 55 grams of contraband ice was recovered. There was a third accused on a separate motorcycle who allegedly escaped after throwing a small bag which was found containing 22 grams of Ice.

2. Applicant's counsel submits that co-accused Babar has been granted bail, whereas, bail of applicant has been dismissed just because it is alleged that from him 535 grams of Charas was recovered. Moreover, the facts are suspicious as against a person, riding on a motorcycle, allegations of throwing 22 grams of ice require further enquiry. Learned APG has however, opposed grant of bail to the applicant. We agree with the defence counsel that rule of consistency is applicable as co-accused has been granted bail and just because a larger quantity of narcotic was recovered from the applicant, he has been denied the same relief ignoring the fact that even co-accused would be held to be conscious possession of the narcotic recovered from physical possession of the applicant. Hence, the case for bail is made out. Accordingly, this bail application is allowed and the applicant is granted bail subject to his furnishing solvent surety in the sum of Rs.100,000/- and P.R. bond in the same amount to the satisfaction of the trial court.

3. The observations made herein above are tentative in nature and would not prejudice case of either party at trial.

This Cr. Bail Application is disposed of.

JUDGE

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