

IN THE HIGH COURT OF SINDH, KARACHI
Cr. Misc. Application No.156 of 2026

Present:
Mr. Justice Muhammad Iqbal Kalhoro
Mr. Justice Khalid Hussain Shahani

Applicant:- The State/ANF through Mr. Mohsin Ali Khan,
Special Prosecutor ANF.

Respondent:- Ali Hussain son of Abdullah Jan.

Date of hearing:- 06.04.2026.

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MUHAMMAD IQBAL KALHORO J: Anti-Narcotics Force registered an FIR on 05.03.2023 on apprehending co-accused namely Shabbir @ Bhola and Asmat @ Tattu from whom 12 Kg of Charas was recovered. Respondent was identified in investigation being supplier on the statement of co-accused. He was then arrested on 11.05.2023. He initially filed bail applications but did not succeed. Ultimately, on filing of said application for third time, he was granted bail by the trial Court which has been impugned by the Anti-Narcotics Force solely on the ground that there was no fresh ground available to the trial Court to grant him bail.

2. We have heard learned Special Prosecutor ANF and perused the impugned order which shows that *prima facie* there is no direct evidence against respondent, he was implicated on the basis of statement of co-accused being supplier. Except that the Investigation Officer did not collect any other incriminating evidence against him. He was granted bail after confinement of one year during which the prosecution failed to even conclude the case. There is no bar in law to file multiple bail applications after dismissal of one or other. The only requirement is of a fresh ground to maintain such application. Non-conclusion of case within one year is itself a sufficient ground to consider the case of the respondent for bail in peculiar context where no direct recovery of narcotics is alleged against him. We therefore do not find any error or illegality in the impugned order, consequently this application is dismissed.

The Cr. Misc. Application is accordingly disposed of in above terms.

JUDGE