

IN THE HIGH COURT OF SINDH AT KARACHI

SPL. CR. BAIL APPLICATION NO. 19 OF 2026

Applicant : Muhammad Bashar Ali
through Mr. Aqeel Ahmed Khan,
advocate

Respondent : The State
through Mr. Khalid Mehmood
Rajpar, Special Prosecutor
Customs

Date of Hearing : 02.04.2026

Date of order : 08.04.2026

ORDER

Omar Sial, J.: Two containers arrived from abroad and were kept at the Gerry's Danata warehouse. The Customs allege that the importer removed these two containers from the warehouse using forged and fabricated documents and without paying the requisite duties. The applicant, Muhammad Bashar Ali, is the proprietor of Khalifa General Trading, and it was the entity whose documents were used to remove the containers.

2. The investigation done by the Customs alleges that Muhammad Adil Akbar told the interrogators that he and Bashar Ali are friends and that Muhammad Adil Akbar "exploited with clear malafide intent to facilitate the fraudulent clearance of imported consignments from Gerry's Danata. Adil Akbar is the person listed as the importer of the containers, and he was the one who took delivery and removed them from the Gerry's Danata warehouse. F.I.R. No. SI/MISC/01/2024/EXM/AFU was registered by Masood Malik on behalf of the State on 05.09.2025. Bashar Ali was first named as an accused in the final challan filed.

3. I have listened to the applicant's counsel and the Special Prosecutor, Customs. My observations and findings are as follows.

4. It is an admitted position that twelve persons – the present applicant, Bashar Ali, the importer, Muhammad Adil Akbar, nine members of the Gerry's Danata staff, and one Hafiz Muhammad Asad – have been accused in the final challan. Out of these twelve, Hafiz Muhammad Asad is an absconder, whereas all others, including Muhammad Adil Akbar, have already been granted bail. The learned Special Prosecutor has tried his best to differentiate the case of Bashar Ali from that of the other accused; however, he has been unable to give a satisfactory reason. If Muhammad Adil Akbar, allegedly the main antagonist in the whole saga, is granted bail, there is no reason why Bashar Ali should not also be given the same concession on account of consistency.

5. Given the above, Bashar Ali is admitted to post-arrest bail against a surety of Rs. one million and a P.R. Bond for the same amount to the satisfaction of the learned trial court.

JUDGE