

IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail Application No.2754 of 2025

Present:

Mr. Justice Muhammad Iqbal Kalhoro

Mr. Justice Syed Fiaz ul Hassan Shah

Applicant:- Naseem through Mr. Qaim Ali Memon,
Advocate.

Respondent:- The State through Mr. Ali Haider Saleem, Additional
Prosecutor General.

Date of hearing:- 13.01.2026

O R D E R

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MUHAMMAD IQBAL KALHORO J: Applicant was arrested on 03.07.2025 by a police team of P.S. Zaman Town, Karachi, headed by SIP Muhammad Aslam from chakra Goth Mor Road, Korangi No. 1, Karachi and from him allegedly 1280 grams of Charas was recovered, hence this case against him.

2. Learned counsel for applicant submits that the applicant has been falsely implicated in this case; he is first offender and alleged offence does not fall within prohibitory clause of Section 497(1) Cr. P.C, challan has been submitted and he is no more required for further investigation; more so, the mandatory requirement of video recording is lacking in this case.

3. On the other hand, Learned DPG has opposed bail stating that applicant is a habitual criminal. Learned defence counsel has however produced the copy of acquittal order dated 28.08.2024, passed by learned Civil Judge & Judicial Magistrate-IX, Karachi East and submits that previous case was of a dispute between the private parties.

4. Be that as it may, the applicant is in jail for last six months and no progress so far has been made in the trial. The challan has been submitted and it seems that *prima facie* the requirement of video recording has not been complied with. More so, he is the first offender and offence does not fall within the prohibitory clause of Section 497(1) Cr. P.C. Consequently, the bail application is allowed and applicant is granted bail subject to furnishing a solvent surety in the sum of

Rs.200,000/- and P.R. Bond in the like amount to the satisfaction of the trial Court.

5. The Bail Application is disposed of accordingly. The observations herein above are tentative in nature and shall not affect the case of either party on merits before the trial Court.

JUDGE

HANIF

JUDGE