

IN THE HIGH COURT OF SINDH, CIRCUIT COURT, MIRPURKHAS

Cr. Bail Application No. S-346 of 2026

Applicant: Munawar Ali S/o Manzoor Hussain through
Mr. Irfan Umrani, advocate.

Respondent: The state through Mr. Ghulam Abbas
Dalwani, learned D.P.G.

Date of Hearing: 21.07.2026

Date of Order: 21.07.2026

O R D E R

Khalid Hussain Shahani, J:- Applicant Munawar Ali seeks post-arrest bail in a case bearing Crime No.179 of 2026, for offence under Section 5-8(i) of the Gutka Mainpuri Act, 2019 of Police Station Shahdadpur. An earlier attempt to secure bail was rebuffed by the learned Additional Sessions Judge, Shahdadpur, vide order dated 22.06.2026.

2. The prosecution's narrative, as it emerges from the record, is that on 07.06.2026, at about 2200 hours, in the precincts of Noor Abad Colony, the applicant was apprehended alongside two co-accused persons. Significantly, no incriminating article was recovered from his person; the seizure, comprising 100 pouches of purported Mainpuri Gutka, 22 sacks of raw material (choora) weighing fifty kilograms each, and one unregistered black 125cc motorcycle was affected from the place of occurrence itself. The case property was thereafter sealed pending forensic analysis, a *mashirnama* of arrest and recovery was prepared in the presence of police officials, and the F.I.R. was registered upon the accused being produced at the police station.

3. Learned counsel for the applicant and the learned D.P.G. for the State have been heard at length. The latter, upon a candid appraisal of the record, does not resist the grant of bail on the ground of parity.

4. It is not disputed that co-accused Bilal, implicated on identical charges arising from the self-same transaction, has already been enlarged on bail by this Court vide order dated 16.07.2026. The applicant, standing on an indistinguishable footing in every material particular, cannot consonant with the settled principle of parity be subjected to differential treatment. The rule of consistency brooks no exception where the facts, the nature of the allegations, and the degree of culpability are, for all practical purposes, identical. In these circumstances, the application is allowed. The applicant is accordingly admitted to post-arrest bail, subject to his furnishing solvent surety in the sum of Rs. 1,00,000/- (Rupees One Hundred Thousand only), together with a personal recognizance (P.R.) bond in like amount, to the satisfaction of the learned trial Court.

The instant Criminal Bail Application is disposed of in the foregoing terms.

JUDGE

"Chander Kumar"