

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT, LARKANA
2nd Criminal Bail Application No. D-144 of 2026

DATE	ORDER WITH SIGNATURE(S) OF JUDGE(S)
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- 1. For orders on office objection.
- 2. For hearing of Bail Application.

16.09.2026

Mr. Aitbar Ali Bullo, Deputy Prosecutor General, Sindh.

-x-x-x-x-x-

Mr. Farhat Ali Bugti, Advocate, holding brief on behalf of Mr. Nooruddin Mahessar, learned counsel for the Applicant, submits under the instructions that the trial has already been concluded and now the case is fixed at advance stage. He, therefore, does not press the instant bail application.

Accordingly, the instant Criminal Bail Application is dismissed as not pressed.

It is, however, observed that the offence in the present case is under the Sindh Control of Narcotic Substances Act, 2024. This Court, in the case of *Hafeezullah Lashari v. Province of Sindh and others*, reported as 2026 P.Cr.L.J. 1068, has already examined the question of jurisdiction under the said Act and has held that, until the Special Courts are established and become functional, the cases registered under the Sindh Control of Narcotic Substances Act, 2024, are to be tried by the ordinary Courts of original criminal jurisdiction, i.e. the Courts of District & Sessions Judges, as competent Courts within the meaning of Section 2(qq) read with Sections 29 and 30(2)(ii) of the said Act. **It has further been directed that all such narcotic cases shall be proceeded with exclusively by the learned Sessions Judges and not by the learned Additional Sessions Judges.** It is also clarified that mere appointment of an Additional Sessions Judge as a Special Judge under the Control of Narcotic

Substances Act, 1997, does not confer jurisdiction upon him to entertain or proceed with cases under the **Sindh Control of Narcotic Substances Act, 2024**. The aforesaid judgment being binding upon the subordinate Courts under Article 201 of the Constitution of the Islamic Republic of Pakistan, 1973, is required to be followed in its letter and spirit. **Accordingly, all other concerned Sessions Judges are expected to proceed with cases under the Sindh Control of Narcotic Substances Act, 2024, strictly in accordance with the Act, 2024 and the directions contained in the aforesaid judgment, as in the instant case, the then learned Sessions Judge, Larkana has followed the judgment (supra) in its letter and spirit, such compliance is fully appreciated by this Court.**

Let this order be transmitted to the learned MIT-II, Karachi, for information.

JUDGE

JUDGE

Zulfiqar