

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. B.A. No.2395 of 2026
(Ajab Gul vs. The State)

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

For hearing of bail application

Date of hearing

& order **18.09.2026**

Mr. Ghulam Shabir Baloch, advocate for applicant

Mr. Muhammad Ali Noonari, DPG

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.03/2025, u/s 9(i) (3) of SCNS Act, 2024, registered at Police Station Excise Malir, Karachi, by means of this application.

2. Applicant was arrested by a police team of Police Station Excise Malir headed by Inspector Muhammad Zubair Lakho on 24.03.2025, from Younus Chowrangi, Landhi Industrial Area Road, Karachi, and from him allegedly 1200 gram of charas and 60 grams of ice were recovered. Hence, he was booked in the present case.

3. Applicant's counsel has pleaded for bail on the ground that no video recording of the incident in compliance of section 17(2) Sindh Control of Narcotics Substances Act, 2024 has been done in this case, and more so, the applicant is in jail for more than one and a half years, but even the charge has not been framed.

4. His submissions have been rebutted by the learned DPG on the ground that the applicant has a criminal history, as previously, two cases have been registered against him.

5. Learned defence counsel, however, has submitted that both the cases were registered against the applicant in 2019, in which he has been acquitted.

6. On the last date of hearing, we had called a progress report from the trial Court, which shows that on lame excuses, the trial Court has even failed to frame the charge against the applicant. It is clear that the applicant's right to expeditious trial has been denied. More so, the case of the applicant requires further inquiry, as compliance with Section 17(2) of the Sindh Control of Narcotic Substances Act, 2024 has not been made. Accordingly, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.300,000/ (Rupees three hundred thousand only) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

7. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

JUDGE

Rafiq/PA.