

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. B.A. No.3217 of 2025

(Bashir Khan @ Bashir vs. The State)

Present:

Mr. Justice Muhammad Iqbal Kalhoro

Mr. Justice Syed Fiaz-ul-Hassan Shah

For hearing of bail application

Date of hearing

& order **11.03.2026**

Mr. Khawaja Muhammad Azeem, advocate for applicant

Mr. Ali Haider Salim, Addl: PG Sindh

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.249/2025, u/s 9(i)3c Control Narcotics Substance (Amendment) Act, 2024, registered at Police Station Model Colony, Karachi, by means of this application.

2. Applicant was arrested on 24.07.2025 by a police team headed by SIP Muhammad Hanif of Police Station Model Colony, Karachi, from Laasi Para, Sindhi Ground, Model Colony, Karachi, and from him allegedly 1020grams of charas was recovered. Hence, he was booked in the present case.

3. Learned counsel for the applicant submits that applicant is first offender and that compliance of Section 17(2) Sindh Control of Narcotics Substances Act, 2024 is missing in that the video recording of alleged recovery has not been recorded; the investigation is complete as the challan has been submitted, and he is no more required for further investigation. Moreover, the alleged offence does not fall within the prohibitory clause u/s 497 Cr. PC

4. Learned Addl: PG Sindh has opposed bail but has confirmed that applicant is the first offender. More so, the alleged offence does not fall within prohibitory clause of Section 497, Cr.P.C. The investigation is complete, and the applicant is no more required for further investigation. *Prima facie*, compliance of Section 17(2) Sindh Control of Narcotics Substances Act, 2024 is not done. Accordingly, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.100,000/ (Rupees one hundred thousand only) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

5. 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.