

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. B.A. No.3272 of 2025
(Yasir alias Major **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 **15.01.2026**

Mr. Abdul Jalil, advocate for applicant

Mr. Qamaruddin Nohari, DPG

O R D E R

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.99/2025, u/s 9(9)(c) of the Sindh Control Narcotics Substance Act, 2024, registered at Police Station Sharafi Goth Karachi by means of this application.

2. Applicant was arrested on 13.04.2025 by a police team headed by SIP Mushtaq Ali of Police Station Sharafi Goth, from Kachra Kundi Malir Naddi Malir, Karachi, and from him allegedly 1040 grams of charas was recovered. Hence, he was booked in the present case.

3. Learned counsel for the applicant submits applicant has been falsely implicated in the present case; the case has been challaned, and there is violation of Section 17(2) Sindh Control of Narcotics Substances Act, 2024, as the incident has not been video recorded. He further submits that applicant is in jail for more than nine months and the charge has still not been framed, hence, he is entitled to the concession of bail.

4. Learned DPG has opposed the bail on the ground that applicant is a habitual offender as previously as many as six cases of identical nature have been registered against him. However, learned defence counsel has produced the acquittal orders in five (05) cases and submits that in 6th case applicant is on bail. Further, *prima facie*, the requirement of Section 17(2) Sindh Control of Narcotics Substances Act, 2024 i.e. video recording of alleged recovery has not been done. Applicant is in jail for nine (09) months, but no progress has been made in the trial. Further he is no more required for further investigation. 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.