

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No. 674 of 2024
(Shafiq ur Rehman v. The State)

Date	Order with signature of Judges
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For hearing of bail application

24.04.2024

Mr. Shafqat Gul Malik, advocate for the applicant
Ms. Rahat Ahsan, Addl. PG for the State

It is alleged that on arrest from the applicant was secured 2010 grams of charas by police party of PS Excise district Central, for that the present case was registered.

The applicant on having been refused post-arrest bail by the learned Ist Additional Sessions Judge/MCTC Special Judge CNS Karachi Central has sought for the same from this Court by way of instant bail application u/s 497 Cr.P.C.

It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the police by foisting upon him charas and he is in custody since one year without effective progress in trial of his case, therefore, he is entitled to be released on bail on point of further inquiry and his illness, which is opposed by learned Additional P.G for the State by contending that the offence alleged against him is affecting the society at large.

Heard arguments and perused the record.

The applicant is named in FIR with specific allegation that on arrest from him has been secured 2010 grams of charas and memo of his arrest

and recovery is attested by an independent person. In that situation, it would be premature to say that the applicant being innocent has been involved in this case falsely by the police officials by foisting upon him the charas, which is reported to be positive. The minimum sentence prescribed for the alleged offence by way of Amendment in CNS law introduced recently is nine years. The applicant may be in custody for about one year but it is not enough to conclude that it is the case of hardship which could have made him entitled to be released on bail in case like the present one, which is affecting the society at large. No proof with regard to illness of the applicant is filed. There appear reasonable grounds to believe that the applicant is guilty of the offence, with which he is charged; thus, no case for his release on bail on point of further inquiry is made out.

In view of above, the instant bail application is dismissed.

J U D G E