

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
Criminal Bail Application No. 801 of 2018

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Date	Order with signature of Judge
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For hearing of bail application.

Dated of hearing: 25<sup>th</sup> June, 2018

Date of Order: 12<sup>th</sup> July, 2018

Mr. Muneer Ahmed, advocate for applicants/accused

Ms. Seema Zaidi, DPG

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**Kausar Sultana Hussain, J:-** Through instant Bail Application, applicants/accused seek their release on post arrest bail in Crime No. 56/2018, registered at PS Quaidabad, Karachi under Section 6-9/C CNS Act. The bail plea raised by them before the trial Court was turned down vide order dated 26.05.2018. The challan of the case has been submitted by the police and the same is now pending for trial before the Court of learned II<sup>nd</sup> Special Judge, C.N.S at Karachi (The State versus Anis Khan and another).

2. I have heard arguments of both the sides and perused the material available on record. In support of arguments the learned counsel for the applicants/accused has relied upon the case law reported in **(i) 2004 MLD 1949 & (ii) 2017 SCMR 560**. Prima facie accused were red handed arrested on the spot and large quantity of 11 Kgs contraband stuff has been recovered from their possession and the case falls under prohibitory clause. Though there is no independent witness, yet accused has not alleged the enmity with the police officials, that as to why they falsely implicated him in this case. Sufficient material is available on record to connect the applicant/accused with the commission of offence. The case laws cited at bar by learned counsel for applicant/accused have no help to accused and are distinguishable from the facts and circumstances of present case. In the above narrated circumstances, I am of the view that learned Judge, Special Court-II (CNS), Karachi, rightly declined the bail, consequently, present bail application is dismissed.

**J U D G E**