

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT,
HYDERABAD

Criminal Bail Application No.S-233 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE
	1. For orders on office objections.
	2. For hearing of main case.

18.04.2022

Mr. Shamsuddin Khushk, Advocate for applicant.

Ms. Safa Hisbani, Assistant Prosecutor General Sindh.

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Irshad Ali Shah J:- The applicant allegedly was found in possession of 2000 grams of Charas. On refusal of bail by learned Special Judge for (CNS) Sanghar has sought for the same from this court by way of instant application u/s 497 Cr.P.C.

2. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the police and there is no independent witness to the incident, therefore, he is entitled to be released on bail on point of further inquiry which is opposed by learned Assistant Prosecutor General, Sindh for the State by contending that the offence which the applicant has committed is affecting the society at large.

3. Heard arguments and perused the record.

4. There is no independent witness to the incident. Only ten grams of Chars has been taken, out of eight pieces for chemical examination which too have been subjected to chemical examination with delay of about two days to its recovery. The case has finally been challaned and

there is no apprehension of tampering with the evidence on part of the applicant, who is said to be in custody for more than three months without effective progress in trial. In these circumstances, a case for release of the applicant on bail on point of further inquiry obviously is made out; consequently the applicant is admitted to bail subject to furnishing surety in sum of Rs.50,000/-and PR bond in the like amount to the satisfaction of learned trial Court.

5. The instant bail application is disposed of accordingly.

JUDGE

Muhammad Danish*