

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

Criminal Bail Application No.S-198 of 2022

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

21.03.2022.

Mr. Ashfaque Ali Khaskheli, Advocate for applicant.
Ms. Sana Memon, Assistant Prosecutor General Sindh
along-with ASI Rab Dino P.S. Matiari.

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Irshad Ali Shah J:- It is alleged that on arrest from the applicant was secured 1960 grams of Charas by police party of P.S Matiari led by ASI Rab Dino Khaskheli, for that the present case was registered.

2. The applicant on having been refused post arrest bail by learned Special Judge (CNS) Matiari has sought for the same from this court by way of instant application u/s 497 Cr.P.C.

3. It is contended by learned counsel for the applicant that the applicant being innocent has been involved in this case falsely by the police; there is no independent witness to the incident and case property has been subjected to chemical examination with delay of about four days and the applicant is said to be in custody since one month without effective trial. By contending so, he sought for release of the applicant on bail on the point of further inquiry.

4. Learned A.P.G for the State has opposed to release of the applicant on bail by contending that the offence which the applicant has allegedly committed is affecting the society at large.

5. I have considered the above arguments and perused the record.
6. There is no independent witness to the incident and Chars has been subjected to chemical examination with delay of about four days. The case has finally been challaned and there is no apprehension of tampering with the evidence on part of the applicant. In these circumstances, a case for release of the applicant on bail on point of further inquiry obviously is made out.
7. In view of above, the applicant is admitted to bail subject to his furnishing surety in sum of Rs.50,000/-and PR bond in the like amount to the satisfaction of learned trial Court.
8. The instant application is disposed of accordingly.

JUDGE

Muhammad Danish*