

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
Criminal Bail Application No.377 of 2024
(*Ali Muhammad v. The State*)

Date	Order with signature of Judges
------	--------------------------------

For hearing of bail application

15.05.2024

Mr. Muhammad Iqbal Mastoi, advocate for the applicant
Mr. Mumtaz Ali Shah, Asstt. PG for the State

It is alleged that the applicant with rest of the culprits was found in possession/ manufacturing a huge quantity of *Gutka/Mava*, a substance injurious to the human lives, for which the present case was registered.

2. The applicant having been refused post-arrest bail by learned Courts below, has sought the same from this Court by way of instant Bail Application u/s 497 Cr.P.C.

3. Heard arguments and perused the record.

4. There is no independent witness to the incident. Only one kilogram of alleged injurious substance has been sent to the Chemical Examiner, therefore, the liability of the applicant if any would be to that extent. Co-accused Abdul Qavi with the utmost similar role has already been admitted to bail by the learned trial Court. The offence alleged against the applicant does not fall within the prohibitory clause of section 497 (2) Cr.P.C. The case has finally been challaned and there is no likelihood of absconcion of tampering with the evidence on the part of the applicant. In these circumstances, a case for the release of the applicant on bail on point of further enquiry is made out.

5. Consequent to the above discussion, the applicant is admitted to bail subject to his furnishing solvent surety in the sum of Rs.50,000/- (rupees fifty thousand) and PR bond in the like amount to the satisfaction of the learned trial Court.

6. The instant bail application is disposed of accordingly.

J U D G E