

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. Bail. Appl. No.2505 of 2024

Date	Order with signature of the Judge
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28.11.2024

Mr. Shakeel Ahmed, Advocate for applicant.

Ms. Rahat Ahsan, Addl. P.G.

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ORDER

MUHAMMAD IQBAL KALHORO J: Applicant Muhammad Noor is seeking post arrest bail in Crime No.355/2024 U/s 9/3 CNS Act, of P.S. Ibrahim Hyderi, Karachi.

2. As per brief facts, applicant was arrested by police of P.S. Ibrahim Hyderi headed by SIP Abdul Qadir from street No.14 inside Ali Akber Shah Goth, Ibrahim Hyderi, Malir Karachi on 15.08.2024 at 2130 hours and from his personal search 1550 grams of cahras was recovered, hence he was booked in this case.

3. Learned counsel for applicant submits that applicant is innocent and has been falsely implicated in this case due to previous enmity. He has relied upon 2020 SCMR 871 and 2024 SCMR 934.

4. On the other hand, learned Addl. P.G. has opposed the bail and submits that applicant is history sheeter and previously five cases of same nature have been registered against him.

5. I have heard the parties and perused the material available on record. Prima facie applicant appears to be involved in the case as there is no record that police have any enmity to falsely implicate him. He was arrested alongwith 1550 grams of charas. The offence allegedly committed by the applicant carries maximum punishment of 14 years imprisonment and falls within prohibitory clause of section 497 Cr.P.C. There are reasonable grounds to believe that the applicant is involved in this case.

5. Therefore, I do not find any merit in this application and accordingly dismiss it. However, trial court is directed to expedite the trial and examine complainant within three months, after which the applicant will be at liberty to repeat his application for bail which, will be decided on its own merits.

The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

The bail application is disposed of.

