

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

Criminal Bail Application No.S-1144 of 2022

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<b>DATE</b>	<b>ORDER WITH SIGNATURE OF JUDGE</b>
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For orders on office objection.  
For hearing of main case.

21-11-2022

Mr. Ahmed Nawaz Chang advocate for applicant.

Mr. Abdul Waheed Bijarani A.P.G. Sindh.

**MUHAMMAD IQBAL KALHORO, J:** - During patrolling by complainant ASI Zulfiqar Ali Chang along with his team on 16.10.2022 he arrested applicant riding on a motorcycle along with co-accused Abdul Jabbar who however made his escape good and from him recovered 900 gutkas, out of which he sealed only 05 gutkas and sent them for sample, hence, this FIR.

**2.** Applicant's counsel submits that applicant is innocent and has been falsely implicated in this case, the case has been challaned and applicant is no more required for further investigation. His arguments have been opposed by learned A.P.G. Sindh.

**3.** Notwithstanding, on the grounds that the case has been challaned; the offence does not fall within prohibitory clause of section 497 (1) Cr.P.C. and applicant is no more required for further investigation, his incarceration in jail is not beneficial to the prosecution, he is granted post-arrest bail, subject to furnishing a solvent surety in the sum of Rs.1,00,000.00 [Rupees one hundred thousand only] and PR bond in the same amount to the satisfaction of learned trial Court.

**4.** The observations made hereinabove are tentative in nature and shall not influence the trial Court while deciding the case on merits.

JUDGE