

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI.**

**Cr. Bail Appl No.510 of 2024**

**03.06.2024**

Mr. Nizakat Ali, Advocate for applicant.  
Mr. Muhammad Iqbal Awan, Addl. P.G.

**ORDER**

**MUHAMMAD IQBAL KALHORO J:** Applicant Waqar Ahmed is seeking post arrest bail in Crime No.690/2023 U/s 9(1) 3(b), CNSA, Amended Act 2022 registered at P.S. Shahrah-e-Noor Jehan, Karachi.

2. Allegedly 545 Kilograms charas was recovered from the applicant on 15.12.2023, when he was arrested by the police of P.S Shahrah-e-Noor Jehan on suspicion. His counsel submits that he was arrested prior to the registration of FIR, hence this case requires further inquiry, which has been opposed by learned Addl. P.G.

3. The defence that the applicant was arrested prior to registration of FIR needs to be appreciated and its evidentiary value to be determined first by the trial court. Prima facie there are reasonable grounds in shape of 161 Cr.P.C statements of witnesses to believe that the alleged recovery was effected from him, hence this application is dismissed. However, learned trial court is directed to expedite the trial and examine material witnesses within a period of two months, where after, the applicant shall be at liberty to move bail application afresh, which, if filed, shall be decided by the trial court on its own merits.

The bail applications are disposed of in the above terms.

**JUDGE**

**A.K**