

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-1836 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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- Priority
1. For orders on office objections No.1 and 2.
2. For hearing of main case.

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Dated 05.06.2025

Mr. Shumail Sikandar, Advocate for the petitioner.
Mr. Abrar Ali Khichi, Addl. Prosecutor General Sindh a/w PI
Ghous Alam, SIU and PI Nadeem Jamal on behalf of SSP,
SIU.

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The petitioner has been booked in FIR No.34 of 2025 of
Police Station SIU District dated 06.03.2025 South under Sections
9(1) and 7(a) of amended CNS Act, 2022.

The brief facts of the case are that the petitioner on spy
information was arrested by the police alongwith a co-accused and
after the search of the petitioner by the police 63 grams of cocaine
was recovered from him. The same was sealed for chemical
examination and report. He has now approached this Court for
post-arrest bail.

We have heard the parties and perused the record.

The first point to note is that the petitioner has been in jail
for a period of three months and yet only a challan has been
submitted and a charge has not been framed. The reason why the
charge has not been framed according to the I.O. is that a Judge of
competent jurisdiction to try the case is not available.

Even otherwise as per the Sindh Control of Narcotic
Substances Act, 2024, the punishment as provided under the
Table in respect of the amount of cocaine recovered from the
petitioner the maximum sentence is seven years and the minimum
sentence is eighteen months alongwith fine upto Rupees one
hundred thousand. The petitioner is no longer needed for

investigation and he cannot tamper with the evidence which is with the police.

Thus, based on the above discussion, the petitioner is granted post-arrest bail subject to furnishing solvent surety in the sum of Rs.500,000/- (Rupees five lacs only) with a P.R. bond in the like amount to the satisfaction of the Nazir of this Court. Once the matter is taken up for hearing by the Court of competent jurisdiction, the petitioner shall ensure his attendance before the said Court on each and every date of hearing.

The petition stands disposed of in the above terms.

HEAD OF CONST. BENCHES

JUDGE

Asif