

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Cr. B.A. No.67 of 2026
(Muhammad Waqas vs. The State)

For hearing of bail application

Date of hearing

& order 16.02.2026

Mr. Riasat Ali, advocate for applicant

Mr. Qamaruddin Nohri, DPG

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in a case bearing Crime No.644/2025, registered at Police Station Mubina Town, u/s 9(2) 4 of the Sindh Control of Narcotic Substances Act, 2024, by means of this application.

2. The police team of Police Station Mubina Town, Karachi, on 12.11.2025, during patrolling duty, allegedly arrested the applicant from Main University Road, near PSO Petrol Pump, Scheme-33, Karachi, and from him allegedly 405 grams of ice recovered. Hence, this case.

3. Learned counsel for the applicant submits that applicant is first offender, and the case has been challaned. He further submits that the minimum punishment for the alleged offence is three years and the alleged offence does not fall within the prohibitory clause u/s 497(i) Cr.PC, hence, applicant is entitled to concession of bail.

4. On the other hand, learned DPG has opposed the bail stating that compliance of Section 17(2) Sindh Control of Narcotics Substances Act, 2024 has been done, therefore, there is *prima facie* case against the applicant.

5. Be that as it may, the alleged offence does not fall within the prohibitory clause u/s 497(i) Cr.PC. The case has been challaned, and the applicant is first offender. Hence, we find the applicant entitled to the concession of bail. Accordingly, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.100,000/ (Rupees one hundred thousand only) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

6. Bail application stands disposed of in the above terms. The observations made hereinabove are tentative in nature and would not prejudice case of either party at trial.

JUDGE

JUDGE

Rafiq/PA.