

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

**Cr. B.A. No.1105 of 2026**  
(Zafarullah vs. The State)

**For hearing of bail application**

**Date of hearing**

**& order 14.05.2026**

Mr. Noor Ahmed Domki, advocate for applicant

Mr. Ali Haider Salim, Addl: PG Sindh

**O R D E R**

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**Muhammad Iqbal Kalhoro, J:-** Applicant is seeking post arrest bail in a case bearing Crime No.88/2025, registered at Police Station CTD, Karachi, u/s 4/5 Explosive Substance Act, 1908 r/w 7 ATA, 1997, by means of this application.

2. As per FIR, the CTD Police received information regarding terrorists belonging to the Balochistan Liberation Army, hence, they reached Bus Stop No.20 Adda, situated in front Kausar Masjid, Shirin Jinnah Colony, Kemari, and on the pointation of the spy arrested three accused including applicant. From their possession, two hand grenades and one 99mm pistol was allegedly recovered. From applicant, one hand grenade is alleged to have been recovered. Hence, they were booked in the present case.

3. Learned counsel for the applicant has pleaded for bail on the grounds that applicant is originally a resident of the Balouchistan, Hub Chowki, and was allegedly taken away by unknown police officials on 21.10.2024, an application against which was submitted by a brother of the applicant before the SHO of Police Station Hub City but nothing happened. Hence, he filed an application u/s 22-A-B Cr.PC which was allowed vide order dated 30.11.2024 and consequently, after much reluctance, FIR No.77/2025 at Police Station Hub City was registered against the police officials for allegedly taking away and illegally detaining the applicant, who is otherwise, a government servant. According to him, despite moving various applications and the registration of FIR against the police officials, applicant could not be recovered. Finally, he was shown arrested in the present crime and offence along with other accused, out of whom co-accused Waqas has been granted bail by this Court, from whom allegedly a pistol was recovered.

4. On the other hand, learned Additional PG Sindh has opposed bail stating that the alleged offence falls within the prohibitory clause u/s 497 Cr. PC.

5. However, we are of the view that the case against the applicant is one of further inquiry. Before this FIR, record shows that there is history of the

applicant having allegedly been taken away and illegally detained, evident from various applications before the police authorities and the Courts highlighting his illegal taking away of the applicant and his detention. More so, the alleged hand grenade was recovered without a detonator making the case requiring further enquiry. Co-accused Waqas has also been granted bail by this Court, hence, rule of consistency is also applicable.

6. In view thereof, this application is allowed and applicant is granted bail subject to his furnishing a solvent surety in the sum of Rs.200,000/ (Rupees two hundred thousand only) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

7. 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.