

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Cr. B.A. No.2797 of 2026

(Muhammad Imran vs. The State)

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(Muhammad Imran vs. The State)

Present:

Mr. Justice Muhammad Iqbal Kalhoro
Mr. Justice Khalid Hussain Shahani

For hearing of bail application

Date of hearing

& order 20.10.2026

Mr. Ali Abbas Khan, advocate for applicant

Mr. Rubina Qadir, DPG

ORDER

Muhammad Iqbal Kalhoro, J:- Applicant is seeking post arrest bail in cases bearing Crime No.10/2026, and Crime No.13/2026, u/s 6/9-1(3)D Sindh CNS Amendment Act, 2025, registered at Police Station Excise Narcotics Control, Karachi West, by means of this application.

2. On spy information on 05.06.2026, Excise Police raided a house situated in Katchi Abadi, near Sea Muhibulah Store Street, Khushal Chowk, Machar Colony, West, Karachi, and recovered 120 kilograms of charas concealed in bags from there. Hence, a case was registered against unknown accused being Crime No.10/2026 dated 05.06.2026.

3. On 18.07.2026, applicant was arrested from Gulbai Kanta, Maurpur Road, Gulbai, District West, Karachi, on spy information while driving a trailer, from which 9 kilograms of charas was recovered, wrapped in nine packets weighing one kilogram each. It is alleged that during investigation of this case, applicant disclosed supplying 120 kilograms of charas to some unknown accused at the above given address some time back. The said charas was shown recovered in earlier case (FIR No.10/2026). Hence, he was not only booked in FIR No.13/2026, which pertains to physical recovery of charas from him, but was also implicated in FIR No.10/2026.

4. Learned defence counsel has pleaded for bail in both the cases stating that there are contradictions in the chemical examination reports, as only 10 packets out of 120 packets were sent for chemical examination in the first FIR, whereas, in the second FIR, only one packet was sent. He further submits that there is no video recording of the incident.

5. Learned DPG has opposed bail.

6. We have considered submissions and are of the view that applicant's involvement in FIR No.10/2026 requires further inquiry, as except his alleged admission before police, *prima facie*, no other evidence connecting him with this case has been collected.

7. However, in the second FIR (Crime No.13/2026), applicant was arrested along with the trailer which he was driving and from which 9 kilograms of charas was recovered. Any anomaly or discrepancy in the chemical report cannot be appreciated at bail stage, as it requires a deeper examination of the evidence, which job only the trial Court can undertake.

8. The recovery in second FIR is supported by 161 Cr.PC statements of the witnesses, who have apparently no ill will against the applicant to falsely implicate him. Besides, memo of arrest and recovery also point out to recovery of charas and his involvement in it. Further, the offence of narcotics is considered an offence against the society, and in such cases it is settled that Courts shall have a dynamic approach in deciding the cases.

9. We, therefore, dismiss the Cr. B.A. No.2797/2026 filed in Crime No.13/2026, and grant bail to applicant in Crime No.10/2026 subject to his furnishing a solvent surety in the sum of Rs.500,000/ (Rupees five hundred thousand only) with P.R. bond in the like amount to be executed to the satisfaction of the trial Court.

10. In FIR No.13/2026, the trial Court shall examine material witnesses as soon as possible, after which, the applicant would be at liberty to repeat application for the same relief, which, if filed, shall be decided on its own merits.

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

Office to place a copy of this order in connected bail application.

JUDGE

JUDGE

Rafiq/PA.