

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
Const. Petition No. D-1293 of 2026

Date	Order with signature(s) of Judge(s)
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1.For orders on office objection.
2.For hearing of main case.

6th May, 2026.

Ms. Kalsoom Advocate holding brief for Mr. Qamar Abbas Abbasi, Advocate for the petitioner

Ms. Shazia Hanjrah, DAG

Syed Manzoor Shah Spl. Prosecutor NAB a/w IO Aisar Ali Deputy Director NAB and Safdar Ali Clerk Sub Registrar-II, Jamshed Town, Karachi.

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The petitioner through instant petition claims following relief(s):

- a) *Declare that the Impugned Call-Up Notice dated 28.03.2022 u/s 19 of NAO, 1999 issued by Respondent No. 1/2 concerning the Subject Property, i.e., Flat No. 401, 4th Floor, admeasuring 1,150 square feet in "Kiran Terrace" together with 1/6th undivided share in Plot No. GRE-548, Garden East Quarters, Karachi, does not indicate that the Subject Property is under any restraint, caution, or freezing order.*
- b) *Declare that the Respondent No.1/2 are acting illegally, arbitrarily, and mechanically by not responding to the request letter dated 15-07-2025 of the Petitioner regarding the current status of the Subject Property of the Petitioner.*
- c) *Direct Respondents No. 1 and 2 to formally inform Respondent No. 3 that there is no pending complaint, inquiry, investigation, or freezing order in respect of the Subject Property, and that the requisite transfer/transaction/registration may be processed in accordance with the law.*
- d) *Direct Respondent No. 3/Sub-Registrar-II, Jamshed Town, Karachi, to process the transfer/registration of the Subject Property, i.e., Flat No. 401, 4th Floor, measuring 1,150 square feet in "Kiran Terrace," together with a 1/6th undivided share in Plot No. GRE-548, Garden East Quarters, Karachi in accordance with the law.*
- e) *Grant any other relief or direction deemed just, equitable, and appropriate in the circumstances of the case, and*
- f) *Cost of petition."*

Pursuant to court notices, respondent No.1/NAB has filed comments wherein it is stated that no proceedings under National Accountability

Ordinance are pending in respect of petitioner's property; inquiry has been closed and petitioner is no more required by the NAB. Paragraph No.3 of the comments being relevant is reproduced hereunder:-

"3. It is further submitted that based on the findings of Final Inquiry Report, the Competent Authority has approved closure of inquiry and referred the matter to SBCA through Chief Secretary, Sindh for redressal of violations, intimated to the concerned vide this Bureau's letter No. NABK20200108201881/01/IW-III/CO-B/NAB(K)/ 2020/ K-5761 dated 29th November 2024 as the case was ousted from the jurisdiction/cognizance of this Bureau after amendments especially Section 4(2)(f) of NAO 1999, therefore the same was referred to the regulatory body i.e SBCA to take up the same about the legitimacy of the property in action under their own law, rules and regulations."

In view of the above, learned counsel for the petitioner being satisfied and seeks disposal of instant petition, however, requests that respondents may be directed to consider the request of petitioner. Since the case of petitioner has been referred to SBCA by the NAB, instant petition is hereby disposed of with directions to the respondents to consider the request of the petitioner in respect of subject property following the law and rules strictly in accordance with law.

Judge
Head of Const. Benches