

ORDER SHEET

THE HIGH COURT OF SINDH AT KARACHI

C.P. No.D-4794 of 2017

Date Order with Signature(s) of Judge(s)

1. For hearing of CMA No.16182/2021
2. For orders as to maintainability.

29.06.2021

Mr. Umer Memon, Advocate for the Petitioners.
Mr. Kafeel Ahmed Abbasi, DAG along with AD Awais Alam Zaib on behalf of Respondent No.2 and Inspector Akhtar Shaikh, FIA JIAP, Karachi on behalf of Respondent No.3.

1. As per Bailiff's report, respondent No.5 i.e. NAB duly stands served but no one has turned up to assist. Learned Counsel for the petitioners has referred to order dated 19.11.2020 and submits that in similar circumstances, application seeking permission to travel abroad has been granted. He submits that insofar as the present application is concerned, petitioner No.2 has to travel abroad multiple times during June 2021 to July 2021, petitioner No.3 has to travel multiple times between July 2021 and September 2021, whereas, petitioner No.5 also has to travel abroad multiple times between June 2021 and December 2021, to attend various business meetings. He further submits that insofar as the pending Reference and permission from the Accountability Court at Islamabad is concerned, earlier petitioners application was disposed of with the observations that trial Court has no jurisdiction to decide such application, and either this Court may be approached or the Federal Government, as the case may be.

Despite being served nobody has turned up to assist this Court on behalf of NAB. Under the circumstances, since earlier on various occasions, permission as prayed has been granted by this Court; listed application is allowed. The petitioners i.e. petitioner No.2 may travel abroad multiple times during June 2021, July 2021, petitioner No.3 may

travel multiple times between July 2021 and September 2021 and petitioner No.5 may travel abroad multiple times between June 2021 and December 2021, for attending business meetings, however, subject to furnishing a solvent surety in the sum of Rs.3,000,000/- (Three Million rupees) each and P.R. bond in the like amount to the satisfaction of the Nazir of this Court. Learned Counsel at this juncture submits that surety of three million each already furnished by the petitioners in terms of previous order dated 02.08.2019, has not been withdrawn and is still intact which may be accepted. In case, such surety of (3) three million each is intact and not withdrawn, the same may be accepted afresh; however, the petitioners and surety would be required to furnish fresh P.R. bond to the satisfaction of the Nazir of this Court.

Listed application stands disposed of.

JUDGE

JUDGE

*Faizan/PA**