

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C. P. NO. D-3685 & 3726 of 2015

ORDER WITH SIGNATURE OF JUDGE

1. For hearing of Misc. No. 16127/2015.
2. For hearing of Main Case.

15.05.2017.

Mr. Amir Raza Naqvi, Advocate along with Petitioners
Mohammad Iqbal Munib and Azhar Majeed Khalid.
Mr. Riaz Alam Khan, Special Prosecutor NAB a/w. Rizwan
Siddiqui I.O. of the case.
Ms. Naheed Parveen, Assistant Attorney General.

The aforesaid petitions have been filed pursuant to call-up notices issued somewhere in the year 2010 and 2011. On such call up notices the petitioners apprehending their arrest, sought pre-arrest bail(s) from this Court and vide orders dated 19.06.2015 and 22.06.2015, the petitioners were granted Ad-interim Pre-Arrest Bails. Since then these petitions are coming up before this Court for confirmation or otherwise, and on various occasions the Court was informed that after completion of inquiry, permission has been sought for converting it into an investigation. On 23.2.2016 Director NAB, Sindh was summoned and again the Court was informed that further time is needed for completion of investigation. Today Mr. Rizwan Siddiqui Director NAB/ I.O. present in Court while confronted submits that permission for conversion of inquiry into investigation was sought from NAB head office in 2016, but the reply is still awaited.

We are not at all impressed by the conduct of NAB in this matter as for the past more than one year adjournment is sought on this very ground and there is no progress on their part, whereas, these petition are pending since 2015 wherein the petitioners being on ad-interim pre-arrest bail are bound to attend the Court on each and every date for no fault on their part. In the circumstances, we are of the view that

these petitions cannot be kept pending for the inaction on the part of NAB, therefore we are constrained to confirm the ad-interim pre-arrest bail granted to both the petitioners namely **Muhammad Iqbal Munib** and **Azhar Majeed Khalid** vide orders dated 15.06.2015 and 22.06.2015 respectively on the same terms. However, if the NAB authorities on completion of the investigation are of the view that there exists any ground on the basis of which they can seek cancellation of bail, they are at liberty to do so in accordance with law.

Both the petitions stand disposed of in the above terms.

J U D G E

Nasir/-

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