

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-2391 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections.
2. For katcha peshi.
3. For hearing of MA-12407/2016

21.02.2017

Mr. Saifullah Dasti, Advocate for petitioner.
Mr. Agha Ghulam Abbas, Advocate for respondent No.6.
Mr. Allah Bachayo Soomro, Additional A.G
Syed Meeral Shah Bukhari, D.P.G
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Learned D.P.G pointed out that petitioner is seeking quashment of the FIR bearing Crime No.611/2016 registered at P.S Boat Besan (South) Karachi for the offence under Section 489-F PPC. Counsel for petitioner shall satisfy the Court about the maintainability of the petition before this Court.

Adjourned to a date in office.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-2384 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections.
2. For katcha peshi.
3. For hearing of MA-12425/2016

21.02.2017

Ms. Parveen Chachar, Advocate for petitioner.
Mr. Habib-ur-Rehman, Advocate for respondents/NADRA
Mr. Fazal Hussain Jamali, Standing Counsel.

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Learned Counsel for respondents/NADRA claims copy of the petition and its annexures. Counsel for petitioner shall supply the same to the Counsel for respondents during course of the day.

Adjourned to 04.04.2017.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-2372 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For katcha peshi.
2. For hearing of MA-12235/2016

21.02.2017

Mr. Allah Bachayo Soomro, Additional A.G

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Mr. Kashif Ali Lakho, Advocate holds brief for Mr.Hameedullah
Dahri, Advocate for petitioners and states that latter Mr. Hameedullah Dahri is
out of station.

Adjourned to a date in office.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-1973 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections.
2. For katcha peshi.

21.02.2017

Syed Hyder Imam Rizvi, Advocate for petitioner.
Mr. Abdul Aziz Memon, Advocate for private respondents.
Mr. Sher Muhammad Laghari, State Counsel.

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Syed Meeral Shah Bukhari, D.P.G is present and wifes notice of
the petition. However, he claims copy of the petition alongwith its annexures.

Counsel for petitioner shall supply the same during course of the day.

Adjourned to 16.03.2017 at 11:00 a.m.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-1806 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2089/2017
2. For orders on office objections.
3. For katcha peshi.
4. For hearing of MA-1027/2017

21.02.2017

Mr. Pervez Tarique Tagar, Advocate for petitioner.
Mr. Muhammad Arshad S.Pathan, Advocate for respondents.
Mr. Sher Muhammad Laghari, State Counsel.

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Learned Counsel for the parties pointed out that all the petitions relating to the HESCO are fixed before learned D.B-II on 21.03.2017. Let this matter also be fixed before learned D.B-II on 21.03.2017.

JUDGE

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Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-556 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections.
2. For katcha peshi.
3. For hearing of MA-3871/2016

21.02.2017

Mr. Ishrat Ali Lohar, Advocate for petitioners.

Mr. Sher Muhammad Laghari, State Counsel a/w Abdul Hameed,
Executive Engineer, Drainage Division Sanghar.

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Learned State Counsel submits that he has no notice of the
petition and he has not brought the file.

Adjourned to 15.03.2017, when the comments shall also be filed.
However, learned State Counsel states that official respondents shall act in
accordance with law.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-360 OF 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on office objections.
2. For katcha peshi.
3. For hearing of MA-2664/2016
4. For hearing of MA-20489/2016

21.02.2017

Mr. Muhammad Arshad S. Pathan, Advocate for petitioner.
Mr. Abdul Waheed Bijarani, Special Prosecutor NAB.
Mr. Lutufullah Arain, D.A.G

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Petitioner is present on interim pre-arrest bail. Learned Counsel for petitioner has filed affidavit-in-rejoinder and submits that proceedings pending before the Trial Court have been stayed by this Court in Reference No.14/2016.

Adjourned to 30.03.2017 for hearing of the listed applications as well as main petition for confirmation of bail.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-488 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2219/2017
2. For orders on office objections
3. For orders on MA-2220/2017
4. For katcha peshi.

21.02.2017

Mr. Muhammad Asif Shaikh, Advocate alongwith petitioner.

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1. Granted.
2. Deferred for the time being.
3. Granted subject to all just exceptions.
4. Petitioner Danish Bughio is present alongwith his Counsel and seeks pre-arrest bail in the investigation initiated against Aijaz Ali Khaskheli, Town Officer, Town Committee Manjhand, District Jamshoro & Others. It is, *inter alia*, contended that petitioner Danish Bughio was proprietor of M/s. Danish Bughio & Company and he has no concerned whatsoever with the inquiry initiated by the NAB against Aijaz Ali Khaskheli and Others. It is also pointed out that in the same inquiry co-accused have already been granted bail by this Court. Serious *mala fide* on the part of the NAB is alleged by the petitioner.

Issue notice to the respondents, D.A.G as well as Special Prosecutor NAB. In the meantime, without touching the merits of the case, interim pre-arrest bail is granted to the petitioner, subject to his furnishing solvent surety in the sum of Rs.500,000/- (Rupees Five Hundred Thousand) and P.R Bond in the like amount to the satisfaction of the Additional Registrar of this Court. Petitioner is directed to join investigation forthwith and shall also deposit his original passport with the Additional Registrar of this Court.

To come up on 09.03.2017 for confirmation or otherwise. Office is directed to communicate copy of this order to the Secretary, Ministry of Interior, Government of Pakistan, Islamabad by fax with direction that no fresh or duplicate passport shall be issued to the petitioner till further directions.

JUDGE

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Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-481 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2186/2017
2. For orders on office objections
3. For orders on MA-2187/2017
4. For katcha peshi.

21.02.2017

Mr. Tariq Aziz Memon, Advocate alongwith petitioners.

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1. Granted.
2. Deferred for the time being.
3. Granted subject to all just exceptions.
4. Through the instant constitutional petition, the petitioners have impugned the call-up notice (Annexure "A" at Page-25-29) and seek pre-arrest bail in the investigation initiated against Aijaz Ali Khaskheli, Town Officer, Town Committee Manjhand, District Jamshoro & Others. Learned Advocate for petitioners submits that petitioner are prepared to join the investigation but apprehend their arrest at the hands of NAB for *mala fide* reasons. Counsel for petitioners pointed out that in the same inquiry co-accused Orangzeb Samo has already been granted interim pre-arrest bail by this Court in C.P.NO.D-363/2017 vide order dated 10.02.2017.

Issue notice to the respondents, D.A.G as well as Special Prosecutor NAB. In the meantime, without touching the merits of the case, interim pre-arrest bail is granted to the petitioners, subject to their furnishing solvent surety in the sum of Rs.500,000/- (Rupees Five Hundred Thousand) each and P.R Bond in the like amount to the satisfaction of the Additional Registrar of this Court. Petitioners are directed to join investigation forthwith and shall also deposit their original passport with the Additional Registrar of this Court.

To come up on 09.03.2017 for confirmation or otherwise. Office is directed to communicate copy of this order to the Secretary, Ministry of Interior, Government of Pakistan, Islamabad by fax with direction that no fresh or duplicate passport shall be issued to the petitioner till further directions.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-487 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2215/2017
2. For orders on MA-2216/2017
3. For katcha peshi.

21.02.2017

Mr. Mazhar Hussain Kalwar, Advocate alongwith petitioner.

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1. Granted.
2. Granted subject to all just exceptions.
3. Petitioner Abdul Salaam Malik is present alongwith his Counsel and seeks pre-arrest bail in the investigation initiated against Aijaz Ali Khaskheli, Town Officer, Town Committee Manjhand, District Jamshoro & Others. It is apprehended that petitioner shall be arrested in the aforesaid inquiry at the hands of NAB for *mala fide* reasons. Counsel for the petitioner pointed out that in the same inquiry the co-accused have already been granted interim pre-arrest bail.

Issue notice to the respondents, D.A.G as well as Special Prosecutor NAB. In the meantime, without touching the merits of the case, interim pre-arrest bail is granted to the petitioner, subject to his furnishing solvent surety in the sum of Rs.500,000/- (Rupees Five Hundred Thousand) and P.R Bond in the like amount to the satisfaction of the Additional Registrar of this Court. Petitioner is directed to join investigation forthwith. Counsel for petitioner submits that petitioner does not possess the passport. Learned Additional Registrar shall not insist the petitioner for depositing the passport. However, this fact shall be verified from the office of the Director Passports, Karachi.

To come up on 09.03.2017 for confirmation or otherwise. Office is directed to communicate copy of this order to the Secretary, Ministry of Interior, Government of Pakistan, Islamabad by fax with direction that no fresh passport shall be issued to the petitioner till further directions.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-478 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2217/2017
2. For orders on office objections.
3. For orders on MA-2218/2017
4. For katcha peshi.

21.02.2017

Mr. Ayaz Hussain Tunio, Advocate alongwith petitioner.
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1. Granted.
2. Deferred for the time being.
3. Granted subject to all just exceptions.
4. It is, *inter alia*, contended that respondent No.5/Inspector FIA SITE Area, Hyderabad is causing harassment to the petitioner without any legal justification. Learned Counsel for petitioner referred to Annexure "D" at Page-21, the notice issued by the respondent No.5/Inspector FIA and argued that infact the brother of the petitioner was required by FIA in some inquiry but FIA Inspector has made life of the petitioner miserable.

Issue notice to the respondents as well as D.A.G for 21.03.2017.

In the meantime, it is ordered that respondent No.5/Inspector FIA shall act strictly in accordance with law and would not indulge in any activity contrary to the law.

JUDGE

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-474 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2185/2017
2. For orders on office objections.
3. For katcha peshi.

21.02.2017

Mr. Wahid Bux Aajiz Laghari, Advocate for petitioner.

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1. Granted.
2. Deferred for the time being.
3. Learned Advocate for petitioner, *inter alia*, contended that petitioner Mst.Samina is daughter of alleged detenué namely Mst.Adan and Mst.Adan and baby Muzamal, aged about 03 years are in illegal detention of respondents No.5 and 6. It is further contended that respondents No.5 & 6 have detained Mst.Adan and baby Mazamal at unknown place and there are threats to their lives.

Issue notice to the respondents as well as A.A.G for 24.02.2017.
SSP Hyderabad and Jamshoro shall recover the alleged detenués and produce them before this Court on the next date.

JUDGE

JUDGE

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-477 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2179/2017
2. For orders on office objections.
3. For orders on MA-2180/2017
4. For katcha peshi.
5. For orders on MA-2181/2017

21.02.2017

Syed Shahzad Ali Shah, Advocate for petitioner.

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1. Granted.
2. Deferred for the time being.
3. Granted subject to all just exceptions.
- 4&5. Notice to the respondents as well as A.A.G for 09.03.2017.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-470 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-2167/2017
2. For orders on office objections.
3. For orders on MA-2168/2017
4. For katcha peshi.

21.02.2017

Mr. Muhammad Sachal R.Awan, Advocate for petitioner.

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1. Granted.
2. Deferred for the time being.
3. Granted subject to all just exceptions.
4. Notice to the respondents, A.A.G as well as D.P.G. Investigating Officer of Crime No.06/2017 registered at P.S Mithi for the offences under Section 353, 324 & 34 PPC, shall appear on the next date.

To come up in third week of March, 2017

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
C.P.NO.D-465 OF 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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| 1. For orders on MA-2133/2017 | |
| 2. For orders on MA-2134/2017 | |
| 3. For katcha peshi. | |
| 4. For orders on MA-2135/2017 | |

21.02.2017

Mr. Muhammad Jabbar Shaikh, Advocate alongwith petitioner.
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1. Granted.
2. Granted subject to all just exceptions.
- 3&4. Petitioner Muhammad Siddique Ghorri is present alongwith his Counsel and seeks pre-arrest bail in the investigation initiated against officers/officials of Education Department & District Accounts Office, Hyderabad and Others for illegal appointment of non-gazetted teaching staff in 2012 and bogus payments. Learned Advocate for petitioner pointed out that co-accused in the same inquiry have already been granted interim pre-arrest bail by this Court in C.P.No.D-1668/2016 and C.P.No.D-2169/2016 vide orders dated 30.06.2016 & 23.08.2016 respectively. Counsel for petitioner further submits that petitioner is prepared to join the investigation but apprehends his arrest at the hands of the NAB for the *mala fide* reasons.

Be that as it may, issue notice to the respondents, D.A.G as well as Special Prosecutor NAB. In the meantime, without touching the merits of the case, interim pre-arrest bail is granted to the petitioner, subject to his furnishing solvent surety in the sum of Rs.500,000/- (Rupees Five Hundred Thousand) and P.R Bond in the like amount to the satisfaction of the Additional Registrar of this Court. Petitioner is directed to join investigation forthwith and shall deposit his original passport with the Additional Registrar of this Court.

To come up on 21.03.2017 for confirmation or otherwise. Office is directed to communicate copy of this order to the Secretary, Ministry of Interior, Government of Pakistan, Islamabad by fax with direction that no duplicate or fresh passport shall be issued to the petitioner till further orders.

JUDGE

JUDGE

Shahid

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. Bail Appln. No.S-152 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-1468/2017
2. For orders on office objections.
3. For orders on MA-1469/2017
4. For hearing.

21.02.2017

Mr. Ghulam Asghar Mirbahar, Advocate alongwith applicant

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1. Urgency granted.
2. Over-ruled
3. Granted subject to all just exceptions.
4. Through the instant bail application, the applicant Abdul Ghafoor is seeking protective bail in case Crime No.02/2017, registered at Police Station, FIA Crime Circle Sukkur for the offences under Section 409, 420, 467, 471 & 34 PPC read with Section 5(2) of Act-II of PCA, 1947.

Learned Counsel for applicant/accused has contended that FIA Police have *malafidely* mentioned the name of the applicant/accused in the FIR by leveling false allegations, otherwise the applicant/accused has no concern with the alleged offence and he is victim of admitted enmity. Learned Counsel further contended that infact Khata was transferred in the year 1994 from his father Abdul Hakeem and the applicant/accused and others had filed C.P.No.D-457/2016 against the FIA Crime Circle Sukkur and Others for causing harassment and issuing threats and due to that enmity, the FIA Police have *malafidely* mentioned the name of the applicant/accused in the FIR.

Without touching the merits of the case, the applicant/accused is granted protective bail for a period of 03(three) days, subject to his furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand) and P.R. Bond in the like amount to the satisfaction of Additional Registrar of this Court. Applicant/accused is directed to surrender himself before the trial Court within the aforesaid period. This order shall cease to have its effect on expiry of three days from today or whenever the applicant/accused surrenders himself before the trial Court, whichever is earlier.

Bail application stands disposed of.

JUDGE

ORDER SHEET

IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD

Cr. Bail Appln. No.S-149 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For orders on MA-1466/2017
2. For orders on office objections.
3. For orders on MA-1467/2017
4. For hearing.

21.02.2017

Mr. Shoukat Ali Kaka, Advocate alongwith applicant

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1. Urgency granted.
2. Over-ruled
3. Granted subject to all just exceptions.
4. Through the instant bail application, the applicant Shamsheer is seeking protective bail in case Crime No.04/2016, registered at Police Station, ANF Sukkur for the offence under Section 9(c) of Control of Narcotic Substances Act, 1997. Learned Counsel for applicant/accused, *inter alia*, contends that the applicant/accused has been falsely implicated in the aforesaid crime; that the name of the applicant/accused has not been shown in the FIR but ANF Police due to *mala fide* reasons has inserted his name in the charge sheet; that no any substance has been recovered from the applicant/accused; that if the applicant/accused is not granted protective bail, he will be arrested and humiliated at the hands of Police.

Without touching the merits of the case, the applicant/accused is granted protective bail for a period of 05 days, subject to his furnishing solvent surety in the sum of Rs.50,000/- (Rupees Fifty Thousand) and P.R. Bond in the like amount to the satisfaction of Additional Registrar of this Court. Applicant/accused is directed to surrender himself before the trial Court within the aforesaid period. This order shall cease to have its effect on expiry of five days from today or whenever the applicant/accused surrenders himself before the trial Court, whichever is earlier.

Bail application is disposed of.

JUDGE