

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

Cr. Bail App. No. D – 133 of 2021

Date of hearing	Order with signature of Judge
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Application in disposed of case

1. For hearing of MA No.5090/2021 (R/Surety)
2. For hearing of MA No.5172/2021 (R/Surety)

04-01-2022

Mr. Ghulam Hussain Hakro, Advocate for applicants / sureties.
Mr. Mujeeb-ur-Rehman Soomro, Special Prosecutor NAB.
Mr. Mumtaz M. Gopang, Assistant Attorney General.

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1 & 2. These are two applications for return of the surety. It appears that interim pre-arrest bail was granted to petitioner Mushtaque Mangi by this Court at Principal Seat, Karachi vide order dated 01-03-2018 in the sum of Rs.2,00,000/- (Rupees two lac) and P.R. bond in the like amount to the satisfaction of the Nazir of this Court. Thereafter, surety was furnished by applicant **Noor Hussain** by depositing Defence Savings Certificates of an amount of Rs.2,00,000/- (Rupees two lac) and it was accepted. It appears that this petition was disposed of by this Court vide order dated 10-03-2021 by confirming the interim pre-arrest bail earlier granted to the petitioner subject to depositing entire amount equivalent to his individual liability mentioned in the Reference i.e. Rs.30,563,436/- through pay order. Thereafter, on approach of the petitioner, said order was set aside by the Hon'ble Supreme Court vide order dated 14-04-2021 and petitioner was admitted to interim pre-arrest bail subject to furnishing bond of Rs.5,00,000/- with one surety in the like amount to the satisfaction of Deputy Registrar (Judicial) of Sukkur Bench. In compliance of that order, applicant **Nabi Bux** furnished surety by depositing cash amount of Rs.5,00,000/- vide receipt No.5136 dated 30-04-2021 and it was also accepted.

Subsequently, vide order dated 20-10-2021, this petition was converted into protective bail against the surety already furnished by the petitioner with direction to surrender before the trial Court within ten (10) days. Special Prosecutor NAB submits that the petitioner has surrendered before the trial Court in the aforesaid period. Copy of the order dated 29-10-2021 is also enclosed along with the applications.

In the view of above, Special Prosecutor NAB has recorded no objection for return of surety. Accordingly, both applications for return of surety are **allowed**. Offices of this Bench as well as Principal Seat, Karachi are directed to return the surety amount / documents to the applicants / sureties after proper identification and verification as per rules.

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Abdul Basit