

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-5417 of 2020

DATE	ORDER WITH SIGNATURE OF JUDGE.
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1. For hearing of Misc. No.23074/2020
2. For hearing of main case

08.12.2021

Mr. Ghulam Akbar Panhwar, advocate for petitioner
Mr. Shahbaz Sahutra, Special Prosecutor NAB
Syed Jameel Ahmed Shah, Assistant Attorney General

Petitioner Altaf Hussain Memon is present on interim pre-arrest bail granted to him by this Court vide order dated 29.10.2020. Special Prosecutor NAB, submits that the matter is at the stage of inquiry and pertains to the territorial jurisdiction of NAB Karachi. Learned Special Prosecutor NAB pointed out that now all the bail applications in these matters shall be heard by the learned trial Court as an Ordinance XXIII of 2021, called "*the National Accountability (Second Amendment) Ordinance XXIII, 2021*", has been promulgated on 07.10.2021, whereby under Section 7, powers to deal with the bail matters have been conferred upon the Courts having been established under NAO 1999.

In the view of above legal position, learned counsel for the petitioner prayed that interim pre-arrest bail already granted to the petitioner may be converted to protective bail to enable the petitioner to surrender before the learned Administrative Judge, Accountability Courts Sindh at Karachi. Learned Special Prosecutor NAB has recorded no objection for conversion of instant petition to the protective bail.

In the view of above, instant constitution petition is converted to protective bail. Without touching the merits of the case, petitioner *Altaf Hussain Memon son of Muhammad Ramzan* is granted **protective bail** for a period of **10 days** from today against same surety already furnished by the petitioner in this constitution petition, to enable him to surrender before learned Administrative Judge, Accountability Courts Sindh at Karachi. Learned Administrative Judge shall hear the pre-arrest bail application of the petitioner himself or he will make over/transfer the same to other Accountability Court having jurisdiction in the matter for disposal in accordance with law. It is made clear that this order shall cease to have its effect after expiry of **10 days** or when the petitioner surrenders before the Administrative Judge, whichever occurs earlier. In case petitioner fails to surrender before the Administrative Judge in the aforesaid period, his bail bond shall stand forfeited automatically.

The instant constitution petition is accordingly disposed of.

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