

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-1471 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE.
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For hearing of main case

01.12.2021

Mr. Fahad Hussain Tunio, advocate for petitioner
Mr. Shahbaz Sahutra, Special Prosecutor NAB

Petitioner Faisal Shah Muhammad Naich is present on interim pre-arrest bail granted to him by this Court vide order dated 26.02.2021. Special Prosecutor NAB, submits that the matter is at the stage of investigation and pertains to the territorial jurisdiction of NAB Hyderabad. He further states 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 the 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 learned Judge, Accountability Court, Hyderabad. Learned Special Prosecutor NAB has recorded no objection for conversion of instant petition to the protective bail.

In the view of above, the instant petition is converted to protective bail. Without touching the merits of the case, petitioner *Faisal Shah Muhammad Naich son of Shah Muhammad Naich* is granted **protective bail** for a period of **10 days** from today against the same surety already furnished by the petitioner in this petition, to enable him to appear before learned Judge, Accountability Court, Hyderabad. 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 learned Judge, Accountability Court, Hyderabad, whichever occurs earlier. In case petitioner fails to surrender before the learned Judge, Accountability Court, Hyderabad in the aforesaid period, his bail bond shall stand forfeited automatically.

The instant constitution petition is accordingly disposed of.

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