

ORDER SHEET

IN THE HIGH COURT OF SINDH BENCH AT SUKKUR

C. P. No. D – 2218 of 2017

Date of hearing	Order with signature of Judge
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Bail after arrest

For hearing of CMA No.4775/2019 (151 CPC)

(Notice issued to respondents)

05.09.2019

Mr. Farhan Ali Shaikh, Advocate for applicant / petitioner.
Mr. Muhammad Zubair Malik, Special Prosecutor NAB.

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CMA No.4775/2019 – Through the instant application, petitioner Aijaz Ali Memon seeks return of his passport for the purpose of performing *Ziarat* at Iraq. Notice of this application was issued to the Special Prosecutor NAB. It appears that petitioner has been convicted by learned Judge, Accountability Court, Sukkur in Reference No.24/2015 vide judgment dated 20.11.2017. Petitioner has filed Criminal Appeal No. D-195/2017. Along with said Appeal, this Constitutional Petition No. D-2218/2017 was also filed for suspension of the sentence, and sentence of the appellant / petitioner was suspended vide order dated 07.12.2017. As per endorsement of the Accountant of this Court, petitioner has deposited his passport before this Court. Now the main Appeal is fixed on 18.09.2019.

After hearing the Special Prosecutor NAB, office is directed to return passport to the petitioner as he intends to visit the religious places, however, subject to deposit of additional surety in the of Rs.3,00,000/- (Rupees three lac) and P.R. Bond in the like amount to the satisfaction of Additional Registrar of this Court.

Petitioner submits that tentatively, he will proceed to Iraq on 12.10.2019, but before proceeding to Iraq, he will seek permission from this Court, so that delay is not caused in proceeding with the Appeal. Likewise, on his return from Iraq, he will inform this Court and will re-submit his passport with the Nazir / Accountant of this Court.

The **listed application** is **disposed of** in the above terms. Let the copy of this order be sent to Secretary, Ministry of Interior, Government of Pakistan, Islamabad.

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