

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No. D-277 of 2025

Date	Order with Signature(s) of Judge(s)
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1. For order on Misc. Application No. 1353/2025 (Stay Application).
2. For hearing of main case.

10.02.2025

Mr. Salman Hamid, Advocate for petitioner.
Syed Khurram Kamal, Special Prosecutor NAB.

Learned counsel contends that vide letter bearing No. Infor/IW-III/MHG/IW-I/NAB(K)/2018/K-5355 dated 04.07.2018 the NAB placed caution on all bank accounts as well as Lockers being operated by the petitioner, namely, Javed Iqbal s/o. Ahsan Ghani, holding CNIC No. 42301-0184541-1, under section 23(a) of National Accountability Ordinance, 1999 (“**Ordinance of 1999**”) pursuant to an Inquiry against Nazir Amin Maqbool, Ex. Mukhtiarkar, Muhammad Ibrahim and others. He further contends that in pursuance of aforesaid letter all Banks/ DFIs/MFBs stopped the petitioner from operating his accounts at Karachi with the result that petitioner’s business came to a standstill. He further contends that section 23 of the Ordinance of 1999 has been omitted vide National Accountability (Amendment) Act, 2022 (“**Act of 2022**”); therefore, the caution placed on the accounts of the petitioner is non est.

Learned Special Prosecutors NAB contends that during the initial stage of the subject inquiry Caution was placed on the bank accounts of the petitioner; however, since Section 23 of Ordinance of 1999 has been omitted vide Act of 2022, the Caution so placed shall be deemed as not placed.

It is an admitted position that the Caution was placed on the bank accounts of the petitioner under section 23 of the Ordinance of 1999; however, said section has been omitted vide Act of 2022, which contemplates per se that

“it shall come into force at once and shall be deemed to have taken effect on and from commencement of the National Accountability Ordinance, 1999.”

Since section 23 of the Ordinance of 1999 is no more part of the Statute, the Caution placed on the bank accounts of the petitioner shall be deemed as non est.

Accordingly, the instant petition is disposed of by observing that in view of the Act of 2022, the Caution so placed on the bank accounts of the petitioner stands omitted.

JUDGE

JUDGE

Athar Zai