HIGH COURT OF SINDH, CIRCUIT COURT, HYDERABAD

C.P. No.D- 1421 of 2026

[Muhammad Yahya Khan and other vs. Federation of Pakistan and Others]

Before:
JUSTICE ADNAN-UL-KARIM MEMON
JUSTICE MUHAMMAD JAFFER RAZA

Petitioners:	By Mr. Ishrat Ali Lohar, Advocate
Respondents:	By Mr. Ghous Bux Kaheri, Special Prosecutor NAB.
Date of hearing	03.11.2026
Date of Decision	03.11.2026

O R D E R

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ADNAN-UL-KARIM MEMON J:- The petitioners have filed the instant Constitutional Petition under Article 199 of the Constitution, challenging the Call-Up Notice dated 16.04.2026, issued under Section 19 of the NAO, 1999, and seeking restraint against coercive action pursuant thereto.

2. Learned counsel for the petitioners submits that they have already appeared before NAB on 07.07.2026 and submitted their written reply; however, they are being repeatedly called over the telephone and harassed.

3. Conversely, NAB counsel submits that the inquiry concerns illegal allotment and sale of commercial and amenity plots in violation of law, misuse of powers and authority and that the petitioners have failed to provide the requisite documentary record to conclude the inquiry proceedings.

4. The petitioners' counsel maintains that they are no longer associated with the Society since 2001 and are not custodians of its record, which may be obtained directly from the Society concerned.

5. In view of the foregoing submissions, it appears that the inquiry initiated by NAB pertains to allegations of illegal allotment and sale of commercial and amenity plots, involving alleged misuse of authority, which require proper investigation and verification of the relevant record.

6. The petitioners, having been associated with the Society during the relevant period, cannot avoid their obligation to extend lawful cooperation in the inquiry merely on the ground that they are no longer associated with the Society or are not presently in possession of its record.

7. Accordingly, without expressing any opinion on the merits of the allegations, the petitioners are directed to fully cooperate with the inquiry proceedings and furnish such relevant documents and information as may be available with them or lawfully required by NAB.

8. In the event the petitioners are not in possession or custody of the requisite record, NAB shall independently approach the concerned Society and obtain the relevant documents directly from its office. NAB shall, in turn, proceed strictly in accordance with law and refrain from subjecting the petitioners to unnecessary harassment or repeated calls without lawful justification.

9. The petition stands disposed of in the above terms, along with pending applications.

JUDGE

JUDGE

Karar_Hussain/PS*