

SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

PRESENT:

Justice Muhammad Hashim Khan Kakar
Justice Ishtiaq Ibrahim
Justice Ali Baqar Najafi

Crl. PLA No.1548 of 2023

[]

Najeeb Ullah

....Petitioner(s)

Versus

The State

....Respondent

For the Petitioner (s) : Mr. Aftab Khan, ASC

For the Respondent(s) : Mr. Munawar Iqbal Duggal, Additional Attorney General for Pakistan a/w Jamroz Khan Afridi SPP (Customs), Mrs. Fareha Naqvi DC Customs, Babar Hussain, Suptd. Customs, Moazzam Inspector Customs.

Date of Hearing : 20.08.2025

ORDER

In pursuance of notice, Mr. Jamroz Khan Afridi, learned SPP for the Customs is in attendance and stated that the statements of PWs were recorded in his presence before the learned Sessions Judge, Khyber. Perusal of the record shows besides the statement of Babar Hussain I.O., statements of Muhammad Imran Inspector and Muhammad Zeeshan constable were also recorded on 15.12.2022 by the learned Sessions Judge, Khyber while conducting proceedings under section 512 Cr.P.C. Babar Hussain, I.O. who is in attendance denied his appearance before the learned court or recording the statement while on the contrary the record purports that his statement was recorded before the court during proceedings under section 512 Cr.P.C. In such view of the matter,

learned Additional Attorney General is directed to procure the attendance of Muhammad Imran Inspector and Muhammad Zeeshan constable on the next date of hearing. He is also directed to produce the police file on the next date of hearing. Re-list on 11.09.2025.

Islamabad
20.08.2025
NOT APPROVED FOR REPORTING
A.Qadoos*

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