

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Writ Petition No.1298/2020.

Mst. Nadia Siddique

Versus

Inspector General of Police, ICT, Islamabad, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
	12.05.2020.	Mr. Riasat Ali Azad, Advocate for petitioner. Mr. Muhammad Sohail Khursheed, State Counsel. M. Anwar, ASI, P.S. Ramna, Islamabad.

Through this writ petition the petitioner i.e. real sister of respondent No.3 has prayed for protective/ transit bail of her brother/respondent No.3 (Muhammad Sajjad Malik), who is stated to be accused in case FIR No.469, dated 16.07.2019, U/S 381-A PPC, P.S. Waris Khan, Rawalpindi and was out of Pakistan, coming from Kenya (Nairobi) through PK-8762 via Karachi to Islamabad on 04.05.2020. However, as per SOP's issued by Government of Pakistan for international passengers, he has been placed under 03 days quarantine due to Covid-19 pandemic.

2. This Court vide order dated 07.05.2020 has granted protective/transit bail to respondent No.3 till 12.05.2020 with direction to respondent No.3 to appear before this Court in person on the said date.

3. Learned counsel for the petitioner contends that respondent No.3/Muhammad Sajjad Malik was granted protective/transit bail vide order dated 07.05.2020, who

has been tested positive for Covid-19, test report of National Institute of Virology, Dr. Panjwani Center for Molecular Medicine and Drug Research, University of Karachi dated 07.05.2020 has been placed on record through separate CM No.1203/2020, through which extension of time/exemption of personal appearance before this Court in compliance of order dated 07.05.2020 has also been sought. When confronted, learned counsel for the petitioner further contends that respondent No.3/accused will remain in quarantine center at Karachi, at least till 21.05.2020, where-after he will approach the Court of competent jurisdiction at Rawalpindi as well as Islamabad.

4. Learned counsel for the petitioner further contends that in the body of writ petition another criminal case FIR No.15, dated 392, 337-H(ii) PPC, P.S. Ramna, Islamabad has been mentioned in which Respondent No. 3 also requires protective/transit bail but inadvertently only one case of District Rawalpindi has been mentioned in the heading of the writ petition, therefore, he may be allowed protective/transit bail in both the above mentioned criminal cases.

5. In view of above position, instant writ petition stands disposed of with direction to respondent No.3/Muhammad Sajjad Malik accused in case FIR No.469, dated 16.07.2019, U/S 381-A PPC, P.S. Waris Khan, Rawalpindi and case FIR No.15, dated 392, 337-H(ii) PPC, P.S. Ramna, Islamabad to approach the

Courts of competent jurisdiction on or before 01.06.2020 till then he shall not be arrested in the above mentioned cases at the time of his landing at Islamabad International Airport, subject to furnishing of additional cash surety of Rs.20,000/- before Deputy Registrar (Judicial) of this Court. The cash surety shall be released subject to furnishing of certified copy of order of the competent Court. Office shall also transmit the copy of this order to concerned police stations. However, this order shall cease to exist on 01.06.2020.

(MOHSIN AKHTAR KAYANI)
JUDGE

Zahid