Court	High Court of Sindh, Karachi
Date	17 March 2023
Document	Order
Case reference	Criminal Revisions 53, 54, 55 and 56 of 2023
Outcome	Acquitted. The High Court of Sindh acquitted the remaining accused for the same reasons as its judgment of 10 March 2023.
Pages	3
Key excerpt	*“For the same reasons as contained in the judgment dated 10-3-2023, the applicants herein are acquitted of the charge.”*

IN THE HIGH COURT OF SINDH KARACHI

PRESENTED ON
13.03.2023
Deputy Registrar (Judl.)

Criminal Rev: 55 **of 2023**

Mr. Imran Ahmed Khan son of Saeed Ahmed Khan, Muslim adult, residing at C-5, Sector 14-A, North Karachi, Karachi.

..... **APPLICANT** 1/84

VERSUS

1. **The State** through Mr. Saeed Ahmad Memon, Deputy Director Federal Investigation Agency (FIA), Corporate Crime Circle, Karachi.

2. **The Learned VIII Additional District & Session Judge, Karachi (South).**

..... **RESPONDENTS**

FIR No. 07 of 2015
U/s 420/168/471/472/473/474/477-A/109/34 PPC R/w Section 36/37 Electronic Transaction Ordinance, 2002 and Section ¾ Anti Money Laundering Act (AMLA) 2010
P.S. FIA C.C.C. Karachi

CRIMINAL REVISION UNDER SECTION 439 READWITH SECTION 435 OF THE CODE OF CRIMINAL PROCEDURE 1898

SEAL OF THE HIGH COURT

ORDER SHEET

IN THE HIGH COURT OF SINDH KARACHI

Crl. Rev. Application No. 53 of 2023
Crl. Rev. Application No. 54 of 2023
Crl. Rev. Application No. 55 of 2023
Crl. Rev. Application No. 56 of 2023

DATE	ORDER WITH SIGNATURE OF JUDGES

For hearing of main case

17-03-2023

Mr. Haider Waheed and Mr. Shahzeb Akhtar and Mr. Fahad Ali Hashmi, Advocates for the applicant in Crl. Rev. No.53/2023.

M/s. Abid S. Zuberi, Ayyan Mustafa Memon, Easha Azmat, and Yar Muhammad Maitlo, Advocates for the applicant in Crl.Rev. No.54/2023.

M/s. Anwar Mansoor Khan, Asim Mansoor Khan, Umaima Anwar Khan and Muhammad Zaheer, Advocates for the applicant in Crl. Rev. Nos. 55 & 56 of 2023.

Mr. Muhammad Ahmed, Assistant Attorney General.

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Omar Sial, J: Adnan Saboor (in Criminal Revision App. No. 53 of 2023), Ms. Ayesha Shoaib (in Criminal Revision App. No. 54 of 2023), Imran Ahmed Khan (in Criminal Revision App. No. 55 of 2023) and Viven Christopher (in Criminal Revision App. No. 56 of 2023) have impugned orders dated 20.02.2023 and 21.02.2023 respectively passed by the learned 8th Additional Sessions Judge, Karachi South. In terms of the said orders section 265-K Cr.P.C. applications filed by these persons were dismissed.

2. Background relevant for the present purpose is that all applicants are nominated accused in a case arising out of F.I.R. No. 07 of 2015 registered at the F.I.A.'s Corporate Crime Circle. The case was registered on 27.06.2015 on behalf of the State. It was alleged that the then Chief Executive Officer of a company by the name of Axact (Private) Limited, a Mr. Shoaib Shaikh, along with the applicants herein were guilty of offences pursuant to sections 420, 468, 471, 472, 473, 474, 477-A, 109 and 34 P.P.C.

as well as sections 3 and 4 of the Anti-Money Laundering Act, 2010 as well as sections 36 and 37 of the Electronic Transactions Ordinance, 2010. Mr. Shoaib Shaikh was alleged to be the mastermind of the crime and the applicants and some others, who were all members of Axact's management team, except Ms. Ayesha Shaikh, who was the wife of Mr. Shoaib Shaikh, facilitated, aided and abetted, Mr. Shoaib Shaikh in the alleged wrong doing.

3. It is a matter of record that Mr. Shoaib Shaikh and some other members of the management team with similar allegations as on the present applicants were acquitted by this Court vide judgment dated 10.3.2023. The learned Assistant Attorney General agrees that as the allegations against the present applicants are the same, and as Mr. Shaikh himself has been acquitted, the same benefit must also be extended to the present applicants.

4. Accordingly, for the same reasons as contained in the judgment dated 10-3-2023, the applicants herein are acquitted of the charge. They are all on bail. There bail bonds stand cancelled and sureties discharged.

Sd/ Omar Sial
Judge

THE HIGH COURT OF SINDH, KARACHI
CERTIFIED TO BE TRUE COPY

(MUHAMMAD SARFARAZ)
I/C: ASSISTANT REGISTRAR (COPYING)

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(MUHAMMAD SARFARAZ)
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SEAL OF THE HIGH COURT OF SINDH