

IN THE HIGH COURT OF SINDH AT KARACHI

Present: Ahmed Ali M. Shaikh, C.J. and Omar Sial, J.

Constitution Petition No. D-4917 of 2019

Petitioner : Dr. Zafar Iqbal
through Mr. Tariq Mehmood, Advocate

Respondents : National Accountability Bureau & another

ORDER

Omar Sial, J: Dr. Zafar Iqbal, the petitioner is one of the accused facing trial before the learned Accountability Court No. IV at Karachi in Reference No. 3 of 2018. He has impugned an order dated 1-3-2019 in terms of which the learned trial court dismissed an application under sections 476, 476-A Cr.P.C. read with sections 193 and 105 P.P.C.

2. Background relevant to the present case is that prosecution witness Zia-ur-Rehman, while recording his testimony at trial stated that *“it is incorrect to suggest that I without prior permission of the VC transferred an amount of Rs. 7 crore and 77 lacs from Dubai Islamic Bank to some other account.”* The petitioner’s grievance is that this was a false statement and that the court should take cognizance of the perjury.

3. We have heard the counsel for the petitioner and the Special Prosecutor, NAB.

4. The trial is underway. It is for the trial court to decide whether the evidence produced corroborates the testimony of the witness or not. We do not find any merit in the application which stands dismissed.

JUDGE

CHIEF JUSTICE