

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P No. D-7512 of 2021

Order with signature of Judge

Priority

1. For hearing of Misc. No.32964/2021
2. For hearing of main case

31.12.2021

Mr. Asad Khan, advocate for the petitioner.
Mr. Muzaffar Alam, advocate for respondent No.2
Mr. Jam Shahid, advocate for respondent No.3
Mr. Irfan Mir Halepota, advocate for the respondent No.4.
Mr. Khursheed Javed, Assistant Attorney General.

The learned counsel for the petitioner states that since identical matter has already been decided in petition bearing No.D-6463 of 2021 wherein certain directions were issued to the Nazir, the instant matter may also be decided on same footings and also placed on record a copy of order dated 08.11.2021 passed in CP No. D-6463 of 2021. Counsel appearing for the respondents and AAG have no objection in this behalf. The instant petition alongwith pending application stands disposed of in the same terms as decided in CP No.D-6463 of 2021 in the following manner:-

"In the circumstances, by way of an interim arrangement since the consignment is incurring storage charges at the port, let the undisputed quantum of duties and taxes be deposited with the Collectorate/Department and the disputed amount of the duties and taxes be secured before the Nazir of this Court, by way of pay order(s)/bank guarantee, in respect of the consignment(s) covered by this petition. Once the amount is secured as stipulated supra, the Nazir shall issue the appropriate certificate(s). If the amount is secured by way of pay order(s), the Nazir shall invest the amount in profit bearing instruments, as per the Rules.

Upon deposit of the undisputed quantum of duties and taxes with the Collectorate / Department and presentation of the certificate(s) issued by the Nazir, the concerned Collectorate/Department shall release the consignment(s) forthwith.

The fate of amount secured supra shall be subject to the outcome of the Revision Application pending before Director General Valuation. This petition, alongwith pending application(s), is disposed of in the terms herein."

JUDGE

JUDGE

