

ORDER SHEET  
**IN THE HIGH COURT OF SINDH KARACHI**  
Income Tax Reference No. 32 of 2002 &  
ITA No. 925 of 2000

Date

Order with signature of Judge

**For hearing of case.**

**29.08.2025.**

Mr. Ayaz Sarwar Jamali, Advocate for Applicant in ITR No. 32 of 2002.  
Mr. Rana Sakhawat Ali, Advocate for Applicant in ITA No. 925 of 2000.  
Mr. Anwar Kashif Mumtaz along with Mr. Usman Alam, Advocate for  
Respondents.

These Reference Application / Income Tax Appeal have been filed by the Commissioner of Income Tax, Karachi against M/s. Pakistan Security Printing Corporation (Pvt) Ltd. Karachi in respect of orders dated 03.04.2001 passed in R.A. No. 197/KB of 2000-01 and Order dated 27.06.2000 passed in ITA No. 587/KB of 1993-94. Admittedly M/s. Pakistan Security Printing Corporation (Pvt) Ltd. is a State-Owned Enterprise in terms of State-Owned Enterprises (Governance and Operation) Act, 2023 and pursuant to Section 134A of the Income Tax Ordinance, 2001 a mechanism has been provided for State Owned Enterprises ("SOE") to approach FBR in respect of adverse orders passed by the Inland Revenue Department. The most significant and the relevant amendment made, which in our view is fully applicable to the present Respondent, is that now it is ***mandatory*** for SOE to go for ADR, whereas the limit of Rs. 50 million is also not applicable.

It further appears that the Honourable Supreme Court has referred the matters filed by the Commissioner Inland Revenue to the Dispute Resolution Committee through various orders passed in **Civil Petition No. 2106 of 2024** (***Commissioner Inland Revenue, Corporate Zone, Regional Tax Officer, Islamabad v. M/s Islamabad Electric Supply Company Limited, (IESCO), Islamabad***), Civil Appeals No. 649, 650, 651, 652 of 2022 (***M/s. State Life Insurance Corporation of***

***Pakistan v. The Assistant Commissioner of Income Tax, Karachi & others*) and Civil Petition Nos. 886-K, 887-K and 888-K of 2023 (M/s. Trading Corporation of Pakistan v. The Commissioner of Income Tax, Karachi).**

In view of such position, these matters are disposed of, whereas, in terms of Section 134A of the Income Tax Ordinance, 2001, matters stand referred to FBR to form a Committee as required under the new amended provision and till such time the matter is finally decided by the said Committee, no coercive measures be adopted against the Respondent for recovery. Once a decision has been given by the Committee, the Respondent, if aggrieved, may seek further remedy, if so available in accordance with law.

With these observations, this Reference Application along with Appeal are hereby disposed of. Office to place copy of this order in the connected case.

**CHIEF JUSTICE**

**J U D G E**

Avaz