

# THE HIGH COURT OF SINDH KARACHI

**Before:**

Mr. Justice Yousuf Ali Sayeed

Mr. Justice Adnan Iqbal Chaudhry

C.P. No. D – 6093 of 2026

[GE VERNOVA INTERNATIONAL LLC v. FOP & others]

Petitioner : GE VERNOVA INTERNATIONAL  
LLC through Mr. Yousuf Khalid  
Anwer, Advocate.

Respondent No. 1 : Federation of Pakistan & others  
through Ms. Mehreen Ibrahim,  
Deputy Attorney General for  
Pakistan.

Respondents 2 & 5 : Nemo.

Respondents 3 & 4 : Commissioner Inland Revenue &  
another through Barrister Ghazi Khan  
Khalil, Advocate.

Date of hearing : 07-10-2026

Date of decision : 07-10-2026

## **ORDER**

**Adnan Iqbal Chaudhry J.-** Aggrieved of an order dated 19.05.2026 passed under section 205/137(1) of the Income Tax Ordinance, 2001 (**the Ordinance**), the Petitioner has preferred an appeal to the Commissioner (Appeals) along with an application to stay recovery pending appeal. The grievance of the Petitioner is that while the Commissioner (Appeals) has yet to provide a hearing on the stay application, the Petitioner is exposed to coercive process for recovery of tax. Learned counsel for the Inland Revenue does not dispute these facts.

Under sub-section (1A) of section 128 of the Ordinance, the Commissioner (Appeals) is vested with discretionary powers to stay recovery of tax should it deem fit. Apparently, the Commissioner (Appeals) has yet to consider the stay application in the appeal filed by the Petitioner. Therefore, we are inclined to allow this petition in terms that until the Commissioner (Appeals) passes an order on the

stay application or appeal of the Petitioner, whichever is earlier, officers of Inland Revenue are restrained from effecting recovery on the basis of impugned demand notice dated 19.05.2026 issued to the Petitioner under section 137(2) of the Ordinance for tax year 2023.

JUDGE

JUDGE

\*PS/SADAM