

ORDER SHEET
THE HIGH COURT OF SINDH KARACHI

SCRA No. 916 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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- 1. For hearing of main case.
- 2. For hearing of CMA No. 4067 of 2024.

14-10-2026

Mr. Faheem Raza Khuhro, Advocate for the applicant.

Learned counsel states that while numerous questions of law have been proposed, the impugned judgment is entirely rendered in a perfunctory manner and cannot be considered as a speaking order of the last fact finding forum in the statutory hierarchy. Learned counsel states that the case before the Tribunal was of goods of Indian origin which were banned items. Learned counsel states that despite the issue of importability, the impugned judgment is authored by a leaned Single Member Bench instead of a required Division Bench. It is further added that the respondents never appeared in adjudication, however, the benefit of such absence has been granted thereto in appeal. Learned counsel states that the uncontroverted evidence supported by the law is available in the Order-in-Original, however, the same has been erroneously brushed aside in the appellate order. Learned counsel states that while the impugned judgment accepts that goods of Indian origin merit outright confiscation, the same have been improperly released. In conclusion, learned counsel states that it may be just and proper to set aside the impugned judgment and remand back the matter to the learned Tribunal for adjudication afresh in accordance with law. Order accordingly.

A copy of this decision may be sent under seal of this Court and the signature of the Registration to the learned Customs Appellate Tribunal, as required per section 196(10) of the Customs Act, 1969.

Judge

Judge