ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. No. D-6994 of 2026

Date	Order with signature of Judge

Priority.

1. For hearing of CMA No.27863/2026.
2. For hearing of main case.

06.11.2026.

Mr. Muhammad Inzimam Shariff, Advocate for the Petitioner.

Mr. Faheem Raza, Advocate files his Vakalatnama on behalf of the Respondent/Department, which is taken on record. From Appeal Effect Order dated 25.09.2026 passed under Section 11E of the Sales Tax Act, 1990 [**Act**], the Petitioner is in appeal before the Appellate Tribunal under Section 46 of the Act. The Petitioner has also moved an application to stay recovery pending appeal. Grievance of the Petitioner is that neither the appeal has been heard nor has any order been passed on the stay application, and in the meanwhile the Petitioner is exposed to coercive process of recovery. These facts are not disputed by learned counsel for Inland Revenue.

Under the Act, the Appellate Tribunal while seized of an appeal, is vested with discretionary powers to stay recovery of tax for a certain period. Since the Appellate Tribunal has yet to decide the appeal nor has he passed any order on the Petitioner's stay application, we allow this petition by restraining the Respondents from effecting recovery from the Petitioner under Order-in-Original dated 25.09.2026 until the Appellate Tribunal passes an order on the Petitioner's stay application or appeal, whichever is earlier. Petition disposed of in said terms.

JUDGE

JUDGE

MUBASHIR