

ORDER SHEET
THE HIGH COURT OF SINDH KARACHI
C.P. No. D – 4842 of 2026

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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- 1. For orders on CMA No. 19504 of 2026.
- 2. For hearing of CMA No. 18618 of 2026.
- 3. For hearing of main case.

12-08-2026

Mr. Amjed Ali Khan Ruk, Advocate for the Petitioner.
Mr. Asif Ali Sial, Advocate for Respondent No.2.
Ms. Mehreen Ibrahim, D.A.G.

- 1. Urgency granted.
- 2&3. By Order-in-Original No. 2045380 dated 29.07.2026 passed against the Petitioner, the Additional Collector (Adjudication) held the goods liable to confiscation on the charge of mis-declaration as per section 32 of the Customs act albeit option was given to Petitioner to redeem the goods under section 181 of the Customs Act by paying fine in lieu of confiscation. Against such order, the Petitioner has preferred Customs Appeal No. K-916/2026. Learned counsel for the Petitioner confines the petition to relief for release of the imported goods pending appeal by way of securing the disputed amount with this Court. Though learned counsel for the Respondent No.2 submits that the entire amount adjudged should be paid by the Petitioner to the Department, we are of the view that since the Petitioner’s appeal against the finding of mis-declaration has yet to be decided by the Tribunal, it would be unjust condition the release of goods on the payment of the impugned fine and penalty.

The petition is therefore allowed to the following extent. The Petitioner shall deposit the adjudged amount of duty and taxes with the Department, whereas the fine and penalty may be secured with the Nazir of this Court by pay-order or Bank Guarantee. Under a certificate to that effect by the Nazir, the Customs shall forthwith release the goods under G.D. No. KAPE-HC-2022-14-07-2026. In case

a pay-order is given to the Nazir, same shall be invested as per Rules. The Nazir's fee is fixed at Rs.10,000/- per certificate. The security shall be subject to further orders of the Court. The petition stands disposed of.

JUDGE

JUDGE

**PS/SADAM*