

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-5305 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For hearing of CMA No.22100/2021
2. For hearing of main case.

05.10.2021

Mr. Manzar Hussain Memon, Advocate for the Petitioner
Rana Sakhawat Ali Advocate holds brief for Dr. Shahab Imam,
Advocate for Respondent
Mr. Kafeel Ahmed Abbasi DAG
Mr. Hussain Bohra, AAG.

It appears that an Order in Original has been passed in appeal, followed by show cause notice in terms whereof fine penalty was imposed. Learned counsel submits that the Petitioner is willing to secure the differential amount of duties and taxes with the Nazir of this court, along with fine penalty.

In the circumstances, by way of an interim arrangement since the consignment is incurring storage charges at the port, let the undisputed quantum of duties and taxes be deposited with the Collectorate / Department and the disputed amount of the duties and taxes be secured along with fine penalty before the Nazir of this Court, by way of pay order(s) / bank guarantee, in respect of the consignment/s covered by this petition. Once the amount is secured as stipulated supra, the Nazir shall issue the appropriate certificate/s. If the amount is secured by way of pay order/s, the Nazir shall invest the amount in profit bearing instruments, as per the Rules.

Upon deposit of the undisputed quantum of duties and taxes with the Collectorate / Department and presentation of the certificate/s issued by the Nazir, the concerned Collectorate / Department shall release the consignment/s forthwith.

The fate of the amount secured supra shall be subject to the outcome of the appeal which is to be filed during course of time. This petition, along with pending application/s, is disposed of in terms herein.

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