

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-5626 of 2021

M/s M.M. Traders

Versus

Federation of Pakistan & others

Date	Order with signature of Judge
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1. For hearing of CMA 23621/21
2. For hearing of main case

**Dated: 06.10.2021**

Mr. Darvesh K. Mandhan for petitioner.

Mr. Hussain Bohra, Assistant Attorney General.

Mr. Muhabbat Hussain Awan for respondents No.2 and 3.

Mr. Sarfaraz for respondents No.4 and 5.

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Learned counsel submits that the Petitioner is willing to secure the differential amount of duties and taxes with the Nazir of this court.

In the circumstances, since petitioner's appeal is pending before Customs Appellate Tribunal in respect of an order passed by the Directorate General of Customs Valuation, 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 before the Nazir of this Court, by way of pay order(s) / bank guarantee, in respect of the consignment 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. This petition, along with pending application, is disposed of in terms herein.

**Judge**

**Judge**