

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

**C.P. No.D-7041 of 2021**

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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Priority

1. For hearing on CMA No.30691/2021 (stay).
2. For hearing of Main Case.

**13.12.2021**

Mr. Daniyal Muzaffar, Advocate along with Ms. Mamuna Nasreen, Advocate for the petitioner.

Mr. Kafeel Ahmed Abbasi, DAG.

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Learned counsel for the petitioner submits that they are yet to exhaust their first appellate remedy and while their appeal is pending and an application for interim relief is also pending wherein interim order was passed, this is a harsh action taken by the department as it has taken place only on account of limitation of the statutory period of interim order. We have perused the documents and it appears that the petitioners are attempting to exhaust their first statutory remedy and although such remedy is exhausted and that, too, in pursuance of interim order which was operating, this action of attachment of the bank accounts is uncalled in the light of the above facts and circumstances.

Mr. Abbasi, learned DAG has acknowledged such facts as disclosed above, hence we deem it appropriate to restore the bank accounts of the petitioner, therefore, the orders of the attachment of the bank accounts as issued by the Commissioner shall not be taken into consideration unless the appeal is decided. The petitioner is free to operate their respective bank accounts in view of the above. The appeal be decided preferably in three months' time.

This petition is disposed of in the above terms along with pending application(s).

JUDGE

JUDGE

Ayaz Gul