

IN THE HIGH COURT OF SINDH AT KARACHI

C. P. No. D – 6597 of 2020

| Date | Order with signature of Judge |
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Present:

**Mr. Justice Aqeel Ahmed Abbasi
Justice Mrs. Rashida Asad**

Fresh Case

1. For orders on Misc. No. 28244/2020.
2. For orders on office objection Nos.12, 14 & 18.
3. For orders on Misc. No. 28245/2020.
4. For orders on Misc. No. 28246/2020.
5. For orders on Misc. No. 28256/2020.
6. For hearing of Main Case.

22.12.2020:

Mr. Ahmed Ali Hussain, advocate for the petitioner.

ORDER

1. After arguing the matter at some length and while confronted as to maintainability of instant petition, keeping in view the pendency of a Constitutional Petition No.D-4763/2019 filed by the petitioner in respect of similar proceedings initiated by the respondents under the Sales Tax Act, 1990, learned counsel for the petitioner submits that petitioner will not press instant petition and may file an urgent application in the aforesaid petition, wherein, this Court has already been pleased to direct the respondents to return the seized articles, including the computer servers, after obtaining copies, so that petitioner will be in a position to submit response to the Show Cause Notices now issued by the respondent No.5 i.e. Assistant/Deputy Commissioner Inland Revenue, Audit Unit-10, Range-D, Audit-I, CTO, Karachi under the Income Tax Ordinance, 2001. It has been prayed by the learned counsel for the petitioner that respondents may be directed not to take any adverse action against the petitioner pursuant to impugned Show Cause Notices

for a period of fifteen [15] days to enable the petitioner to obtain appropriate order(s) in the aforesaid petition.

2. Accordingly, instant petition stands dismissed as not pressed alongwith listed applications, however, petitioner will be at liberty to submit response to the impugned Show Cause Notices by raising all factual and legal objections, as may be available to the petitioner and may obtain appropriate orders in the aforesaid petition in accordance with law. In the meanwhile, respondents may not take any adverse action against the petitioner pursuant to impugned Show Cause Notices for a period of fifteen days' from today, to enable the petitioner to obtain appropriate order(s) in above Constitutional Petition in accordance with law.

JUDGE

JUDGE

A.S./Farhan