

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

CP No.D-5313 of 2021

---

Date	Order with signature of Judge(s)
------	----------------------------------

---

1. For orders on office objection.
2. For hearing of CMA No.22115/2021.
3. For hearing of main case.

**14.09.2021**

Mr. Manzar Hussain Memon, advocate for the petitioner.  
Mr. Mohabbat Hussain Awan, advocate alongwith Nafees advocate for the respondents No.4 & 5.  
Mr. Kafeel Ahmed Abbasi, Deputy Attorney General and Mr. Hussain Bohra, Assistant Attorney General.  
Mr. Tariq Aziz, Principal Appraiser, PMBQ.  
\*\*\*\*\*

Mr. Javed Ali, advocate undertakes to file Vakalatnama of Mrs. Masooda Siraj, advocate on behalf of the respondent No.3.

Petitioner against the Order-in-Revision dated 31.05.2021 has preferred appeal before the Customs Appellate Tribunal, wherein application for provisional release of the goods has also been made in June 2021, which is apparently not considered yet and hence filed this petition on 02.09.2021. Learned counsel for the petitioner press for the provisional release of the goods till the appeal pending before the Appellate Tribunal is decided.

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 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 the Nazir of this court shall issue appropriate certificate, and on preentatoin of

which 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 pending before the Appellate Tribunal. This petition, along with pending application/s, is disposed of in terms herein.

JUDGE

JUDGE

Khuhro/PA