

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI
C.P. No.D-4276 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
------	----------------------------------

1. For order on office objection.
2. For order on CMA No.17431/2021
3. For hearing of CMA No.17432/2021
4. For hearing of main case.

11.08.2021

Mr. Muhammad Khalid, Advocate for the Petitioner
Mr. Mohbat Hussain Awan, Advocate for Respondent No.2.
Ms. Masooda Siraj Advocate for Respondents No.5 & 6.
Mr. Kafeel Ahmed Abbasi DAG
Mr. Hussain Bohra, AAG.

Ms. Masooda Siraj Advocate files vakalatnama on behalf of respondents No.5 & 6 which is taken on record.

It appears that the appeal against the Order in Revision is pending before Customs Appellate Tribunal. 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, 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/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 pending before Customs Appellate Tribunal. This petition, along with pending application/s, is disposed of in terms herein.

J U D G E
J U D G E