

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P No.D-1410 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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1. For hearing of CMA No.6345/2022 (stay).
2. For hearing of Main Case.

21.04.2022

Mr. Ajeet Sundar, Advocate for the petitioner.
Mr. Khalid Rajpart, Advocate for Respondent No.3.

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Learned counsel for the petitioner at the very outset states that the issue involved in the instant petition stands squarely covered by the decision given in the case reported as *Al Ihsan Electronics Trading (LLC) ..VS.. Federation of Pakistan and 3 others* (PTCL 2014 CL. 771). Counsel for the Respondents could not controvert this aspect. We, therefore, allow this petition in the same terms as decided in the above referred case and allow re-export of the perishable items imported by the petitioner in accordance with law at the cost of the petitioner. Since we have allowed the petition, we deem not it necessary to answer the questions raised by the department through Spl.C.R.A No.108/2022, which is accordingly disposed of.

Office is directed to place a copy of this order in the connected Spl.C.R.A No.108/2022.

JUDGE

JUDGE

SM