

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

Suit Nos. 1345 & 1431 of 2016

DATE	ORDER WITH SIGNATURE OF JUDGE
------	-------------------------------

07.06.2016.

Mr. Ali Almani, Advocate for the plaintiff in both Suits.
Mr. Sarfaraz Ali Metlo, Advocate alongwith Zia Agro, Additional
Commissioner.
Mr. Ghulam Qadir Leghari, Standing Counsel.

Pursuant to issuance of notice Mr. Sarfaraz Ali Metlo, Advocate has filed Vakalatnama on behalf defendant No.4, whereas, learned counsel for the plaintiff submits that the appeal before the Appellate Tribunal Inland Revenue Karachi is now fixed on 13.07.2016, and submits that instant Suit can be finally disposed of by directing the Appellate Tribunal, Inland Revenue, Karachi, to decide the pending Appeals bearing No.724, 725, 726 and 727/KB-2016 filed by the plaintiff in respect of Assessment Orders pertaining to different years. He has submitted that till such time the Order passed on 30.05.2016 may be continued.

Mr. Sarfaraz Ali Metlo submits that subsequent to passing of interim order dated 30.5.2016, by this Court, thereafter the Tribunal has passed an interim order in this matter, whereby, the plaintiff has been directed to deposit 10% of the impugned amount to which the Counsel for the plaintiff submits that such order of the Tribunal has also been impugned through Suit No.1431/2016, which is also fixed today before this Court. Mr. Metlo submits that in such situation if the Tribunal is directed to decide the pending appeals of the plaintiffs within a period of two weeks, the defendants would not press for

recovery of the impugned demand and seeks disposal of both these Suits.

Accordingly, by consent both these Suits are disposed of by directing the Appellate Tribunal, Inland Revenue, Karachi to decide the main Appeals of the plaintiff bearing Nos.724, 725, 726 and 727/KB-2016 within a period of two weeks from today, whereas, during such period, the defendants would not press for recovery of impugned demand. The Plaintiff is also directed to move an urgent application before the Tribunal seeking disposal of its Appeals as directed by this Court. Office is directed to send a copy of this order by fax and through bailiff to the Registrar/Assistant Registrar of the Appellate Tribunal Inland Revenue, Karachi, for information and compliance.

Both the Suits stand disposed of in the above terms alongwith all pending applications.

J U D G E

Ayaz P.S.