

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
Suit No.2296 of 2016

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DATE

ORDER WITH SIGNATURE OF JUDGE

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For hearing of CMA No.151226/16 (U/O 39 Rule 1 & 2 CPC.)  
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04.11.2016.

Mr. Waseem Ahmed Malik, Advocate for the plaintiff.  
Mr. Ghulam Qadir Leghari, Standing Counsel.  
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Pursuant to issuance of notices, Standing Counsel has affected appearance and requests for time to seek instructions, whereas, despite service none is present on behalf of defendant No.3. However, it appears that controversy, as raised in this matter already stands decided by this Court vide Judgment dated 05.09.2016 passed in Suit No.1764/2016 and other connected matters, whereby, the Suit filed by the plaintiffs have been decreed by holding that the plaintiffs are entitled for the benefit of SRO 1125(I)/2011 dated 31.12.2011 as amended from time to time by answering Issue No.2 in the affirmative. Learned Counsel has also placed on record Order dated 05.10.2016 passed in Suit No.2131/2016, wherein, a learned Single Judge of this Court on the basis of Judgment and Decree passed in the aforesaid Suit (Suit No.1764/2016) has been pleased to direct release of the consignment. In the circumstances, the defendants are directed to release the consignment of ginned cotton imported by the plaintiffs as detailed in Para-17 of the plaint, which shall not be subjected to sales tax in terms of SRO under challenge. Since the controversy already stands decided, let this matter be fixed for final disposal on 15.11.2016.

J U D G E

Ayaz