

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C. P. NO. D- 3214 of 2021

Date _____ Order with signature of Judge _____

Priority.

1. For hearing of CMA No. 14877/21.
 2. For hearing of CMA No. 13658/21.
 3. For hearing of main case.
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17.06.2021.

Mr. Malik Naeem Iqbal, Advocate for Petitioner.
Mr. Shahayar Akram Awan, D.C. IR (DR) MTO. FBR.
Mr. Bilal Khilji, Asstt. Attorney General

This Petition was filed by impugning the recovery proceedings initiated by the Respondent Department during the pendency of the Appeal before Commissioner Inland Revenue Zone-I, RTO, Hyderabad., including a challenge to change of jurisdiction to another Commissioner. Learned Counsel for the Petitioner submits that to the extent of recovery of demand, it may be disposed of with directions to the Commissioner Inland Revenue to decide the pending Appeal of the Petitioner, whereas, the Petitioner may be permitted to impugn the change of jurisdiction separately by way of an independent petition. To this the Representative of the Respondent concedes.

Accordingly, this Petition is disposed of by directing the Commissioner Inland Revenue Zone-I, RTO, Hyderabad to decide the pending Appeal preferably within 60 days from passing of this order, whereas, till the Appeal is finally decided by the said Commissioner; the Respondent / Department shall not take any coercive action against the Petitioner. As to the change of jurisdiction, the petitioner may seek separate remedy which shall be dealt with in accordance with law.

Petition stands disposed of in the above terms with listed application(s).

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