

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

**C.P No.D-7153 of 2019**

DATE	ORDER WITH SIGNATURE OF JUDGE(S).
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1. For order on CM No.6297/2022 (U/A)
2. For hearing of Misc. No.31652/2019.
3. For hearing of Main Case

**09.03.2022**

Ms. Dil Khurram Shaheen, Advocate for the petitioner.  
Mr. Kafeel Ahmed Abbasi, D.A.G.  
Mr. Muhammad Khalil Dogar, Advocate for the Respondent.  
Mr. Muhammad Bilal Bhatti, Advocate for the Respondent.

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1. Urgency application is granted.
- 2&3. Learned counsel for the petitioner submits that petitioner will be satisfied and will not press instant petition provided provisional release of the subject vehicle may be allowed in terms of earlier orders already passed by this Court in similar petitions including order dated 21.01.2022 passed in C.P. No.D-761 of 2020 in the case of Sumair v. Federation of Pakistan and another, copy of which has been placed on record, as the petitioner is willing to deposit the original title documents including registration book of the subject vehicle before the Nazir of this Court alongwith an undertaking to the effect that petitioner will not create any third party interest in respect of the subject vehicle till final decision by this Court in the connected Reference i.e. S.C.R.A. No.485 of 2020 filed by the department in the instant case. Learned D.A.G. in view of earlier orders already passed by this Court, does not oppose such request of the learned counsel for the petitioner.

Accordingly, instant petition is disposed of with the directions to the respondents to allow provisional release of petitioner`s vehicle, which is subject matter of instant petition, however, subject to petitioner`s depositing documents of ownership/registration book of the subject vehicle i.e. Toyota Hiace Van bearing Reg. No.MNS-15-1997, Chassis No.RZH1040041656, Engine No.IRZ0684062, Model 1997 before the Nazir of this Court

alongwith undertaking to the effect that petitioner will not create any third party interest in the subject vehicle till further order or final decision in S.C.R.A. No.485/2020, whereas, Nazir may issue certificate to the petitioner to this effect. It is clarified that final release and possession of the vehicle`s ownership documents and registration book shall be subject to further orders, as may be passed by this Court in S.C.R.A. No.485/2020, in due course of time, in accordance with law. Office is directed to fix aforesaid reference application on 31.03.2022.

Petition stands disposed of in the above terms alongwith listed application.

JUDGE

JUDGE

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