

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C. P. NO. D-3105 / 2021 a / w
C. P. NO. D-3574, 3746, 4062 / 2021
C. P. NO. D-42 & 748 / 2022

Date

Order with signature of Judge

PRIORITY.

- 1) For orders on office objection.
- 2) For hearing of CMA No. 13300/2021.
- 3) For hearing of main case.

16.11.2022.

Mr. Ali Almani, Advocate for Petitioners.
Mr. Syed Yasir Shah, Assistant Attorney General.
Mr. Omer Ilyas, holding brief for
Mr. Kafeel Ahmed Abbasi, Advocate for Respondent.

Learned Counsel for the Petitioners submits that the controversy as raised in these Petitions has already been decided by this Court vide Judgment reported as ***Dr. Zafar Sajjad through Authorized Attorney Vs. Commissioner Inland Revenue Zone-I, Regional Tax Office-III, Karachi (2022 P T D 109)*** in respect of earlier tax year(s), whereas, these Petitions are in respect of Tax Year 2015 and 2016. He further submits that though leave has been granted by the Hon'ble Supreme Court vide order dated 10.2.2022 in CP No.1049-K/2021 and other connected matters against the aforesaid Judgment passed by this Court; however, all these Petitions can be disposed of in line with order dated 20.10.2020 passed in C. P. No. D-425/2019 wherein, in similar facts the Judgment of this Court in the case reported as ***Pakistan International Freight Forwarders Association through General Secretary Vs. Province of Sindh through Secretary and another (2017 P T D 1)*** was suspended by the Hon'ble Supreme Court, and subsequent / pending Petitions on identical issue were disposed of by this Bench with certain directions; hence, a similar order be passed.

We have gone through the order dated 20.10.2020 as above, and are of the view that no useful purpose would be served by keeping these petitions pending, whereas, the interest of both the parties are to be fully secured.

Accordingly, since the issue stands decided as above in the case of Dr. Zafar (Supra), all these Petitions are disposed of by directing the Respondents not to proceed further with the impugned show-cause notices issued to the Petitioners before us, till the matter is finally decided by the Hon'ble Supreme Court. Once it is decided, the parties may proceed and act in accordance with law.

All listed petitions are disposed of in the above terms. Office is directed to place copy of this order in files of all listed Petitions.

J U D G E

J U D G E

Arshad/