

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No. D-6801 of 2022

Date	Order with Signature(s) of Judge(s)
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Fresh Case.

1. For order on Misc. Application No. 28765/2022 (Urgency Application).
2. For order on Misc. Application No. 28766/2022 (Exemption Application).
3. For order on Misc. Application No. 28767/2022 (Stay Application).
4. For hearing of main case.

04.11.2022

Mr. Saadat Ali Jiskani, Advocate for petitioner.

1. Urgency application is granted.

2to4. Mr. G. M. Bhutto, learned Assistant Attorney General, who is present in Court, has waived notice on behalf of the respondents. As per learned counsel, an application under Section 25-A of the Customs Act, 1969 against the impugned Ruling is pending before the Director Valuation and he states that the petitioner is willing to secure the differential amount of duties and taxes with the Nazir of this Court.

In the circumstances, by way of an interim arrangement since the consignment is incurring storage charges at the port, let the undisputed quantum of duties and taxes be deposited with the Collectorate / Department and the disputed amount of the duties and taxes be secured before the Nazir of this Court by way of pay order(s)/bank guarantee, in respect of the subject consignment(s) stipulated supra, the Nazir of this Court shall issue the appropriate certificate(s). If the amount is secured by way of pay order(s), the Nazir of this Court shall invest the amount in profit bearing instruments, as per the Rules.

Upon deposit of the undisputed quantum of duties and taxes with the Collectorate/Department and presentation of the certificate(s) issued by the Nazir of this Court, the concerned Collectorate/Department shall release the consignment(s) forthwith.

The fate of amount secured supra shall be subject to the outcome of the Application pending before the Director Valuation.

This petition, along with the pending application(s) is disposed of in terms herein.

JUDGE

JUDGE

Athar Zai