

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

SCRA No.422 of 2017

SCRA No.423 of 2017

Date	Order with signature of Judge
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- 1.For hearing of main case
- 2.For hearing of CMA No.2746/2017

08.12.2023

Mr. Pervez Iqbal Kasi, Advocate for the applicant.

Mr. Khalid Rajpar, Advocate for the respondent.

It appears that the Customs Tribunal vide impugned order dated 6.6.2017 has decided two different Appeals bearing No.1822 & 1823 of 2015. Though they pertain to the same Applicant; however, the goods imported in both the Appeals are different warranting separate classification, whereas, Orders-in-original were also passed separately. While confronted, Respondent's counsel concedes that the matter be remanded to the Tribunal.

In view of the above, by consent, the impugned order dated 06.06.2017 passed in Customs Appeal Nos. K-1822 & 1823 of 2015 stands set aside and matter is remanded to the Tribunal to decide both the Appeals through separate / independent orders after ascertaining the facts of each case in accordance with law after affording opportunity of hearing to both the parties.

Let copy of this order be sent to Custom Appellate Tribunal in terms of Section 196(5) of the Customs Act, 1969.

Office to place copy of this order in SCRA's listed above.

JUDGE

JUDGE