

Order Sheet

IN THE HIGH COURT OF SINDH, KARACHI

C. P. No. D – 49 of 2024

Date	Order .with signature of Judge
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Fresh Case

- 1.For order on Misc. No.178/24 (urgent)
- 2.For order on office objection No.27
- 3.For order on Misc. No.179/24 (exemption)
- 4.For order on Misc. No.180/24 (stay)
- 5.For hearing of main case

03.01.2024

M/s. Ali Tahir and M. Hashim, Advocate for Petitioner

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1. Urgency granted.

2to5. The Returning Officer has rejected the nomination form of the Petitioner on the basis of an outstanding tax liability. The case of the Petitioner is that the letter issued by FBR on 24.12.2023 to show tax liability of the Petitioner has been manipulated inasmuch as by letter dated 23.12.2023, the FBR had reported that there is no tax liability, and thus it is an attempt to knockout the Petitioner from the electoral process. Though the Petitioner has already filed an appeal before the Election Tribunal constituted under the Election Act, 2017, learned counsel submits that the instant petition has been brought for suspending the FBR's letter dated 24.12.2023 to enable the Petitioner to challenge the same which is beyond the power of the Election Tribunal. However, in our view, the Tribunal is competent to examine the effect of the impugned letter for the purposes of the Petitioner's nomination. Therefore, after briefly arguing the matter, Counsel for the Petitioner does not press this petition so as to move a fresh petition in the event the appeal before the Tribunal fails.

Petition disposed of accordingly.

J U D G E

J U D G E

Ashraf