

**ORDER SHEET**  
**THE HIGH COURT OF SINDH KARACHI**

Suit No. 1663 of 2020  
[Hascol Petroleum Limited v. OGRA and 02 others]

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DATE	ORDER WITH SIGNATURE OF JUDGE
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1. For hearing of CMA No.11797 of 2020.
2. For Final Disposal.

**26-02-2024**

Mr. Talha Javed, Advocate for the Plaintiff.  
Mr. Farmanullah Khan, Advocate for the Defendants.  
Ms. Alizeh Bashir, Assistant Attorney General for Pakistan.

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**Adnan Iqbal Chaudhry J.** - The suit was filed to challenge OGRA's order dated 26-10-2020 which required the Plaintiff to deposit the entire amount of the adjudged penalty as a pre-condition for entertaining the Plaintiff's review application under section 13 of the OGRA Ordinance, 2002. By way of an interim order dated 02-11-2020, the Defendant No.1 [OGRA] was restrained from passing an adverse order on the review application solely on the basis of non-deposit of penalty. Today, counsel for Defendant No.1 has placed on record a copy of the decision dated 26-01-2021 passed by the Defendant No.1 to show that the Plaintiff's review application under section 13 of the OGRA Ordinance, 2002, was decided on the merits notwithstanding the absence of the deposit. Though, counsel for the Plaintiff acknowledges that the review application was heard by the OGRA on the merits, he expresses ignorance of the order that was passed thereon and states that the Defendant No.1 never provided such copy to the Plaintiff.

Be that as it may, since the relief sought in the suit was only against the requirement of deposit as a pre-condition to hearing the review application, the purpose of the suit remains no more as the review application has been decided on the merits *albeit* against the Plaintiff. As against that decision, the Plaintiff may explore remedies available at law. Since the parties are no longer at issue, the suit is disposed of under Order XV Rule 1 CPC as infructuous alongwith pending application(s).

**JUDGE**