

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-6437 of 2019

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

For hearing of main case.

24.01.2025

Mr.Hadi Bux Chandio, Advocate holding brief for Mr.Husain Bux Saiyo,
Advocate for the Petitioner.

This matter is pending since 2019 without any significant progress and even today brief is being held and adjournment sought for no cogent reason. Petition is dismissed for non-prosecution.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-58 of 2025

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For hearing of CMA No.318/2025
- 2.For hearing of main case.

24.01.2025

Mr.Rashid Mahar, Advocate for the Petitioner.
Mr.Ghulam Asghar Pathan, Advocate for the Respondent (F.B.R)
Mr.Zafar Imam, Advocate for the Respondent No.3 (F.B.R)
Ms.Alizeh Bashir, Assistant Attorney General.

Mr.Zafar Imam, Advocate files Vakalatnama on behalf of Respondent No.3 (F.B.R), which is taken on record. He needs time to file comments. Let such comments be filed in the office before the next date of hearing.

On the other hand, petitioner's counsel pleads urgency on the ground that the G.D. available at page 33 is withheld for clearance before respondent No.3 wherein, the dispute regarding sales tax is pending. He further submits that on identical facts, ad-interim order passed by this Court and has referred the order dated 15.11.2023 passed in C.P.No.D-5451/2023.

To come up along with C.P.No.D-5451/2023. Till then in respect of the differential amount in terms of Section 7A of the Sales Tax Act, 1990 be secured with the Nazir of this Court either in shape of Bank Guarantee or Pay Order. On securing such differential amount, Nazir shall issue a certificate to the extent of the amount and the consignment for which such security is being made and on presentation of such certification be released.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-66 of 2025

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For hearing of CMA No.370/2025
- 2.For hearing of main case.

24.01.2025

Mr.Imran Iqbal, Advocate for the Petitioner.
Mr.Muhammad Khalil Dogar, Advocate for the Respondent (F.B.R)
Ms.Alizeh Bashir, Assistant Attorney General.

Learned counsel for the petitioner submits that show cause notice has been issued which is pending for adjudication before the concerned Collectorate and it has been submitted that no order has yet been passed. He requests for an interim order for the release of the consignment in question as the Petitioner is willing to secure the disputed amount of duties and taxes.

In view of the above submissions, the petitioner may deposit the disputed amount of duties and taxes as mentioned in the show cause notice directly with the department, whereas, in respect of fine which may be imposed by the concerned Adjudicating Authority, the Petitioner shall furnish pay order or bank guarantee in lieu of redemption fine which may be imposed in terms of SRO No.499(I)/2009 dated 13.06.2009 to the satisfaction of the Nazir of this Court and once bank guarantee or pay order is furnished, Nazir shall issue appropriate certificate for such consignment(s) separately. Nazir's fee is fixed at Rs.10,000/- for each certificate to be issued by his office.

In view of the above, petition has served its purpose and stands disposed of. The Petitioner shall approach the concerned Adjudicating Authority with its reply who shall proceed in accordance with law, whereas, the fate of the amount deposited with the Nazir shall be subject to outcome of the adjudication proceedings.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1949 of 2022

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For hearing of CMA No.8812/2022
- 2.For hearing of main case.

24.01.2025

Mr.Arbaz Shaikh, Advocate holding brief for Mr.Rehan Kiyani, Advocate for the Petitioner.

Mr.Ahsan Ali Shah, Advocate for the Respondent (F.B.R)

Ms.Alizeh Bashir, Assistant Attorney General.

Learned counsel for the petitioner on instructions does not press this petition, which is dismissed as withdrawn.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1901 of 2022
&
C.P.NO.D-1902 of 2022

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

24.01.2025

Mr.Jahanzeb Balouch, Advocate for the Petitioners.
Mr.Sajjad, Advocate holding brief for Mr.Ameer Bakhsh Metlo, Advocate for the Respondent (F.B.R).
Ms.Alizeh Bashir, Assistant Attorney General.

These fiscal petitions are pending since 2022 and interim order is operating from onset. Learned counsel for the Department (Commissioner Inland Revenue, Zone, AEOI, Karachi is absent and adjournment is being sought on his behalf.

Adjourned. Interim order passed earlier to continue till the next date of hearing.

The Federation and the FBR has constantly agitated the issue of pendency of fiscal matters before the respective High Courts. While such grievance is repeated time and time again, however, the order passed herein, *prima facie*, demonstrates the disinterest of the department itself in proceeding with fiscal matters before this court; irrespective of interim orders operating to their detriment.

Office is instructed to directly communicate a copy of this order to the learned Attorney General for Pakistan, the Secretary Revenue Division and the Chairman FBR at Islamabad.

Let copy of this order be placed in connected petition.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1751 of 2022

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For hearing of CMA No.7378/2022
- 2.For hearing of main case.

24.01.2025

Mr.Hamza Waheed, Advocate for the Petitioner.
Mr.Shamshad Ahmed, Advocate for S.R.B.
Mr.Jahanzeb Ali, Advocate holding brief for Dr.Shahnawaz Memon, Advocate for the Respondent (F.B.R)
Ms.Alice Bashir, Assistant Attorney General.

This fiscal matter is pending since 2022. Despite operation of interim order from onset, learned counsel for the Department (Commissioner Inland Revenue, Audit-I, Large Taxpayers Office, PRC Towers, 32-A, Lalazar Drive, M.T. Khan Road, Karachi is not present and brief being held and adjournment sought on his behalf.

Adjourned. Interim order passed earlier to continue till the next date of hearing.

The Federation and the FBR has constantly agitated the issue of pendency of fiscal matters before the respective High Courts. While such grievance is repeated time and time again, however, the order passed herein, *prima facie*, demonstrates the disinterest of the department itself in proceeding with fiscal matters before this court; irrespective of interim orders operating to their detriment.

Office is instructed to directly communicate a copy of this order to the learned Attorney General for Pakistan, the Secretary Revenue Division and the Chairman FBR at Islamabad.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1511 of 2022

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For order on office objection.
- 2.For hearing of Misc.No.6821/2022
- 3.For hearing of main case.

24.01.2025

None present for the Petitioner.
Mr.Ayaz Sarwar Jamali, Advocate for Respondent (F.B.R)
Ms.Alizeh Bashir, Assistant Attorney General.

This petition is pending since 2022. Petitioner is unrepresented without intimation or justification. Dismissed for non-prosecution.

Judge

Judge

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1155 of 2022

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For order on office objection.
- 2.For hearing of Misc.No.9554/2022
- 3.For hearing of Misc. No.9555/2022
- 4.For hearing of Misc. No.5188/2022
- 5.For hearing of Misc.No.5189/2022
- 6.For hearing of main case.

24.01.2025

Mr.Ahmed Ali Hussain & Mr.M.Aizaz Ahmed, Advocates for the Petitioner.
Mr.Ghulam Asghar Pathan & Mr.Rana Sakhawat Ali, Advocates for
Respondent (F.B.R)
Ms.Aлизeh Bashir, Assistant Attorney General.

At the joint request to come up on 31.01.2025.

Interim order passed earlier to continue till next date of hearing.

Judge

Judge

