

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

CP No.D-1873 of 2021

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Date	Order with signature of Judge(s)
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1. For hearing of CMA No.7991/2021.
2. For hearing of main case.

**02.04.2021**

Mr. Imran Iqbal Khan, advocate and Mr. Aneel Zia, advocate for the petitioner.

Mr. Khalid Rajpar, advocate for the respondent No.3.

Mr. Kafeel Ahmed Abbasi, Deputy Attorney General.

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This Petition has been filed by the Petitioner seeking various prayers including suspension of the order-in-Original dated 01.02.201, however, admittedly, the petitioner has preferred appeal before the Customs Appellate Tribunal, Karachi, against the said order. Learned counsel for the petitioner has prayed for interim relief, however, while confronted as to the relief being sought including that of release of goods which as per the Order are liable to be confiscated out rightly, he submits that such prayer has been made on the ground that the Customs Appellate Tribunal is non-functional. Earlier we have disposed of CP No.D-2502 of 2020, with certain directions, accordingly, this petition is disposed of in the following terms:

- (i) A special bench comprising the Member Judicial-Bench-I, Karachi, is constituted to hear and decide Customs Appeal No.K-3755/2021 dated 23.02.2021 filed by the Petitioner. The concerned Registrar seized with this Appeal shall place the said Appeal immediately before the newly appointed Member Judicial in Bench I, Karachi, who shall decide the same expeditiously.
- (ii) If the matter falls within the jurisdiction of a Two Member Bench, then a Special Bench Comprising Member Judicial Bench-I, Karachi, and Member Technical Bench-II at Lahore is constituted. Again in the same manner the concerned Registrar seized with this Appeal shall place

the said Appeal immediately before such Bench who shall decide the same expeditiously.

With these observations this Petition, alongwith pending application, is disposed of. Office to send copy of this order to the Customs Appellate Tribunal at Karachi, for compliance.

JUDGE

JUDGE

Khuhro/PA