

ORDER SHEET

IN THE HIGH COURT OF SINDH AT KARACHI

C.P No. D- 2894 of 2026

DATE

ORDER WITH SIGNATURE OF JUDGE(S)

Hearing of case.

1. For hearing of CMA No. 11625/2026
2. For hearing of main case.

18.05.2026

Mr. Amjad Hayat, Advocate for the Petitioner.
Ms. Mehreen Ibrahim, DAG.

Mr. Aamir Ali Shaikh, Advocate files Vakalatnama on behalf of the Department. Learned counsel for the Petitioner submits that the case is one where an Order-in-Original has been made in favour of the Petitioner (Annexure F-1/2 at Page 35 of the Court file) in the proceeding ensuing from the show cause notice dated 14.01.2026. He submits that the consignment in question ought to be released in consonance with the aforementioned Order.

Conversely, learned counsel appearing on behalf of the Department contends that the Department has preferred an appeal against Original-in-Original. However, he candidly conceded that no Order of stay was operating in that matter.

The Petitioner relies on Customs General Order (CGO) No.2/2024 dated 17.04.2024, which are instructions issued by the FBR to officers of Customs that unless there is a stay Order, the decision of the adjudicating forum shall be given effect.

Without adverting to the merits of the pending appeal, we dispose of the instant Petition by directing the Respondent No.2 to release the seized goods of the Petitioner in compliance of the noted Order-in-Original. The instant adjudication is without prejudice to the rights of Respondent No.2 under Section 202 of the Customs Act, 1969.

Judge

Judge