

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

SCRA 754 of 2019

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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- 1. For hearing of main case.
- 2. For hearing of CMA No.3646/2019.

07.10.2026

Mr. Khalid Mahmood Rajpar, advocate for the applicant.

The question for determination is whether the vehicle used for transportation of smuggled items could be released on payment of redemption fine etc. Learned counsel for refers to the Order-in-Original, inter alia paragraph 2 thereof, to demonstrate that not only was the vehicle used solely for transportation of smuggled diesel but it also had false chamber fabricated inside for such purposes. Learned counsel states that under such circumstances, the only conclusion could have been outright confiscation as has been maintained by the Supreme Court time and time again including in the case of Muhammad Ishaq reported as 2026 SCMR 885 and Bashir Ahmed reported as 2025 SCMR 684. Learned counsel states that such judgments are squarely binding upon this Bench, therefore, in mutatis mutandis application thereof, the question be answered in favour of the applicant and the impugned judgment be set aside. Order accordingly.

A copy of this decision may be sent under the seal of this Court and the signature of the Registrar to the learned Customs Appellate Tribunal, as required per section 196(10) of the Customs Act, 1969.

Judge

Judge