

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

ITRA 253 of 2024
ITRA 327 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGE
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- 1. For hearing of CMA No.3174/2024
- 2. For hearing of CMA No.2001/2024
- 3. For hearing of main case

27.10.2026

Mr. Yaqoob advocate for Mr. Muhammad Sarfraz Ali Metlo, advocate for the applicant

Mr. Ameer Nausherwan Adil, advocate for respondent

On 25.02.2026, following order was passed :

“In ITRA No.253 of 2024, our attention is drawn to order dated 04.03.2025. Learned counsel for the applicant seeks time to address the said issue.

Learned counsel for the applicant was confronted with the viability of the questions proposed for determination as the same prima facie appeared to seek determination of factual / evidential matters and / or appeared argumentative in nature. It was queried as to how the very first question arose from the judgment impugned since it was pleaded by the applicant in the memorandum of reference application itself that such determination was being sought in independent writ proceedings. Learned counsel sought time in such regard as well.

As suggested, to come up after six weeks along with ITRA 327 of 2025. Since interim orders are subsisting in ITRA No.253 of 2024, the same may continue till the next date, however, subject to deposit of security within a week per Section 133(10) of the Income Tax Ordinance, 2001. Office to place a copy hereof in the connected references”.

The subsistence of interim orders were subject to deposit of security, however, it is pointed out that no such security was deposited in terms of the order dated 25.02.2026. Consequently, interim orders passed herein stand recalled and the stay applications are dismissed.

Insofar as rest of the matters are concerned, counsel for the applicant seeks an adjournment on the pretext of filing counter affidavit to the some application filed in the year 2024. Respectfully, said cannot be sustained as justification for these references pending indefinitely; especially in view of the observations contained vide order dated 25.02.2026. Since applicant is not proceeding with the matters, same are dismissed for non-prosecution.

A copy of this decision may be sent under the seal of this Court and the signature of the Registrar to the learned Appellate Tribunal, as required per section 133(8) of the Income Tax Ordinance, 2001. Office is instructed to place copy of this order in connected matter.

Judge

Judge