

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

Constitutional Petition No. D - 3933 of 2025

DATE	ORDER WITH SIGNATURE OF JUDGES
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Priority:

1. For hearing of CMA No.16133/2025.
2. For hearing of main case.

13.08.2025

Mr. Manzar Hussain, Advocate for the Petitioner.
Syed Bashir Hussain Shah, Asstt. Attorney General.

Mr. Aamir Ali Shaikh Advocate files Vakalatnama on behalf of Respondent No.2, which is taken on record.

It is submitted by learned counsel for the Petitioner that against the Order in Original No.ONO-1999940 dated 10.06.2025, the Petitioner's Appeal is pending before the Appellate Tribunal Customs bearing Customs appeal No.K-922/2025. It has been submitted by the learned counsel that in the meantime the consignments may be released upon securing the differential amount of duty/taxes, fine and/or penalty. To that extent learned counsel for Respondent No.2 (who has filed Vakalatnama today) has no objection as there is no issue on the importability of the subject goods.

Let the undisputed quantum of duties and taxes be deposited by the Petitioner with the Collectorate/Department and the disputed amount of the duties and taxes along with the adjudged fine and penalty, if any, be secured before the Nazir of this Court, by way of pay order(s) or bank guarantee, in respect of the consignment(s) subject matter of this petition. Once the amount is so secured, the Nazir shall issue the appropriate certificate(s). If the amount is secured by way of pay order(s), the Nazir shall invest the

amount in profit bearing instrument, as per the Rules. The Nazir's fee is settled at Rs.5,000/- per certificate.

Upon deposit of the undisputed quantum of duties and taxes with the Collectorate/Department and presentation of the aforesaid certificate(s) issued by the Nazir, the concerned Collectorate/Department shall release the consignment(s) forthwith.

The fate of the amount secured supra shall be subject to the outcome of the appeal pending before the Appellate Tribunal. This Petition, along with pending application, is disposed of in the above terms.

JUDGE

JUDGE

Nadeem Qureshi P.A.