

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

Special STRA 44 of 2017

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on office objection.
2. For hearing of main case.

13.04.2026

Mr. Faheem Ali Memon, advocate for the applicant.

Matter is pending since 2017 without any progress and remains listed for fresh cases as no notice has been sought / issued till date. On 30.03.2026 following order was passed:

“30.03.2026

Mr. Faheem Ali Memon, advocate for the applicant.

Per learned counsel, the impugned order is that of remand and has been rendered on 26.09.2016. Almost 10 years have passed since the impugned order, however, not even notice has been sought / issued in this matter as of date. Perusal of the diary demonstrates that on each occasion when the matter was listed in the past 10 years, adjournments have been sought on behalf of applicant department. Learned counsel states that the order of remand has not been complied with despite no stay order operating in the present reference application since not even notice has been issued.

Under such circumstances, and prior to passing any other order, we deem it expedient to seek presence of applicant, Commissioner Inland Revenue, Zone-I, LTO, Karachi, in person on the next date. To come up on 13.04.2026.”

Today learned counsel states that the order has not been complied with. By taking lenient view it is observed that applicant is not interested in the present proceedings. Respectfully, nine years have passed since this matter has remained in docket and there is no apparent reason to perpetuate the same. Accordingly, in view of judgment of *CIR vs. Rafeh Limited* reported as *PLD 2020 SC 518*, the reference application is 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 47(5) of the Sales Tax Act, 1990.

Judge

Judge