

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI

Suit No.498 of 2017

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

For hearing of CMA No.11365/2017

25-08-2017

Mr.Muhammad Rizwan, Advocate for the plaintiff.
Ms.Masooda Siraj and Mr.Kashif Nazeer, Advocates for
the defendants.
Mr.Jawed holding brief for Mr.Haider Shaikh, Advocate
for the defendants.
Mr.Saleemuddin A. Patoli, Assistant Attorney General.
Mr.M.Ilyas, Law Officer, FBR.

Learned counsel appearing for the defendants argued
that in view of the latest judgment passed in HCA
No.263/2016 and in some connected appeals the suit is
found not maintainable in view of Section 217(2) of the
Customs Act. When they raised the issue of
maintainability learned counsel for the plaintiff wants to
withdraw the suit, so that the plaintiff may avail
appropriate remedy in accordance with law. The learned
counsel for the defendants have no objection. In view of
the above, the suit is disposed of. The plaintiff may avail
appropriate remedy in accordance with law.

Judge