

HIGH COURT OF SINDH, KARACHI

Date

Order with signature of Judge

Suit No. 2560 of 2015

Engro Fertilizer Limited.....Plaintiff

Versus

Pakistan,
through its Secretary,
Ministry of Finance & others.....Defendants

&

Suit No. 374 of 2016

Engro Fertilizer Limited.....Plaintiff

Versus

Pakistan,
through its Secretary,
Ministry of Finance & others.....Defendants

Date of hearing 25.04.2017

Mr. Hussain Ali Almani advocate for the plaintiff.

Mr. Sarfaraz Ali Metlo advocate for the defendants (LTU).

Ms. Masooda Siraj advocate for the defendant.

Mr. Abdul Qadir Leghari, Assistant Attorney General.

Muhammad Ali Mazhar, J: Learned counsel argued that matter pertains to the show cause notice dated 21.12.2015 in suit No. 2560/2015 and the show cause notice dated 25.01.2016 in suit No. 374/2016. Learned counsel argued that the return has been filed and the government has also

approved subsidy. On the last date he also handed over the acknowledgment slips of sales tax monthly declaration to Mr. Sarfaraz Ali Metlo, learned counsel for the defendants who sought time to seek instructions.

2. Today, Mr. Sarfaraz Ali Metlo, learned counsel for the defendants submits that though documents were supplied to him but there must be some logical end to the show cause. The plaintiff may submit the reply of the notice along with relevant documents, thereafter, the defendant No.5 will pass the order within four (04) weeks and he further submits that till such time no coercive action shall be taken against the plaintiff. He further assures that if the order in original is passed against the plaintiff then also the defendants will not press the demand only for seven (07) days so that the plaintiff may prefer appeal to the Commissioner Appeals. On this proposal, learned counsel for the plaintiff is agreed. By consent, both the suits are disposed of accordingly.

JUDGE

Aadil Arab