

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**

**Suit No.2513 of 2016**

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**Date**

**Order with signature of Judge**  
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1.For hearing of CMA No.16470/2016.

**25.04.2017**

Mr. Khalid Jawed Khan, Advocate for Plaintiff.  
Mr. Sarfaraz Ali Metlo, Advocate for Defendant No.2.  
Ms. Masooda Siraj, Advocate for Defendant No3.  
Mr. Abdul Qadir Laghari, Assistant Attorney General.  
Mr. Azam Nafees, Assistant Director (Audit),  
Directorate of I&I-IR, Karachi.

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It is an admitted position that the appeal before the Appellate Tribunal Inland Revenue against the order in appeal is pending for the tax year 2009 to June, 2013 and the copy of memo of appeal is also available at page 201. The counsel for the defendant Nos.2 and 3 clearly stated that during pendency of the appeal before the Appellate Tribunal Inland Revenue, the department will not press the demand notice. The learned counsel for the plaintiff agreed to this proposal and statement given by the learned counsel for the defendant Nos.2 and 3, however, he submits that at least seven days' time may be granted if Appellate Tribunal Inland Revenue decides the appeal against the plaintiff so that the plaintiff may file the Tax reference in accordance with law. The learned counsel for the defendant Nos.2 and 3 consented to this statement also. The suit is disposed of by consent accordingly with pending application.

Judge

Asif