ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

Suit No.2179 of 2017

Date **Order with signature of Judge**

1.For hearing of CMA No.16559/2017
2.For hearing of CMA No.14060/2017

22-12-2017

Mr.Shahzad Nizam and Mr.Khurram Ashfaque, Advocates for the plaintiff.
Mr.Abdul Qadir Leghari, Assistant Attorney General.
Dr.Shahnawaz, Advocate for the Customs.
Mr.Imran Razzaq, Deputy Collector, Customs, Appraisement West, Pakistan Customs is also present.
Mr.Saleem Thepdawala, Advocate for Defendant No.4
Mr.Inayatullah Bugti, Advocate for the Applicant/Intervener.

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In pursuance of last order dated 12.12.2017 the plaintiff has filed application to the competent authority for deciding whether the consignment may be treated as frustrated cargo or not.

Today, Mr.Imran Razzaq, Deputy Collector, Customs, Appraisement West, Pakistan Customs is present in court and he has submitted a copy of approval issued by Additional Deputy Collector (Examination) KICT, which shows that representation of the plaintiff was examined under Section 138 of the Customs Act, 1969 and consignment has been declared frustrated cargo. The consignee has been allowed to re-export the cargo subject to fulfillment of codal formalities. The copy of approval is taken on record. The officer present in court submits that within 10 days the plaintiff may make arrangement for the re-export of the consignment.

In view of the above, the suit is disposed of along within pending applications accordingly. The interim orders are also vacated.

Judge

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