

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

Suit No.80 of 2018

Date **Order with signature of Judge**

Present
Mr. Justice Muhammad Ali Mazhar.

Engro Powergen Thar (Private)
LimitedPlaintiff

Versus

Federation of Pakistan & othersDefendants

15.01.2017

Mr.Ali Almani, Advocate for the Plaintiff.
Mr. Ilyas Ahsan, Principal Appraisal Law, FBR.
Mr.Abdul Qadir Leghari, Assistant Attorney General.

Muhammad Ali Mazhar, J: Mr.Ilyas Ahsan, Principal Appraiser Law FBR pointed out an order passed on 2.11.2017 in Suit No.2258/2017 and submits that this suit may be disposed of in the same terms.

The counsel for the plaintiff has no objection. The suit along with pending application is disposed of in the following terms:-

- i. The pending revision of the plaintiff moved under Section 122-B of the Income Tax Ordinance, 2001 to the Chief Commissioner against the refusal order of exemption will be decided in accordance with law after providing ample opportunity of

hearing to the plaintiff within a period of one month preferably.

- ii. The consignments, if any, shall be released on furnishing bank guarantee equivalent to the differential amount of tax to the concerned Collectorate of Customs. The bank guarantee shall not be encashed at least 07 days if the decision of Chief Commissioner goes against the plaintiff.

JUDGE

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