

ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI
Suit No.21 of 2018

Date	Order with signature of Judge
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1.For hearing of CMA No.89/2018.

23.01.2018

Mr. Muhammad Mushtaq, Advocate for the Plaintiff.
Mr.Ameer Bakhsh Metlo,Advocate for Defendant No.2.
Ms. Masooda Siraj, Advocate for Defendant Nos.3&4.
Ms. Fauzia Rasheed, Adv. holding brief for
Mr. Suhail Muzaffar, Advocate.

Ms. Fauzia Rasheed, Advocate holding brief for
Mr. Suhail Muzaffar, Advocate undertakes to file
vakalatnama for the defendantNo.6.

At the very outset, the learned counsel for the plaintiff
and the defendants pointed out an order dated 02.11.2017
passed in Suit No.2258/2017 and request that the suit
may be disposed of in the same terms. By consent this suit
is disposed of with pending application in the following
terms:

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

- ii. The consignment, 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 one week if the decision of Chief Commissioner goes against the plaintiff, however, it is clarified that within one week the plaintiff will file the revision application in accordance with law.

Asif

Judge

