

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-8438 of 2018

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar.

Mr. Justice Agha Faisal.

M/s. ABC Industries.....Petitioner

Versus

The Federation of Pakistan & another.....Respondents

16.04.2019

Mr. Shahid Ali Qureshi, Advocate for the Petitioner.

Mr. Kafeel Ahmed Abbasi, Advocate for Tax Department.

Muhammad Ali Mazhar, J: The learned counsel for the petitioner submits that this court vide order dated 04.12.2018 has already restored the sales tax registration provisionally. The learned counsel relied upon the judgment passed by this court in the case of *Messrs Inbox Business Technologies Ltd. through Chief Investment Officer vs. Pakistan through Secretary Revenue Division and 02 others* which is reported in 2018 PTD 621 and requests that this petition may be disposed of in terms of paragraph 19 of the Inbox Judgment. Mr. Kafeel Ahmed Abbasi, learned counsel for the tax department is unable to controvert the judgment passed in the case of *Messrs Inbox Business Technologies Ltd.* in the same premise.

2. Paragraph 19 of the above judgment is reproduced as under:-

“In the wake of above discussion, the suspension order dated 17.10.2017 passed by Commissioner Inland Revenue is set-aside. However, the proceedings if any commenced with regard to blacklisting may continue and after providing ample opportunity of hearing, the order may be passed by the competent authority. In case of any

adverse order, the plaintiff may seek appropriate remedy provided under the provisions of Sales Tax Act, 1990. The application is disposed of accordingly.”

3. This petition is disposed of in the same terms. Pending application is also disposed of.

Judge

Judge

Asif