

ORDER SHEET
HIGH COURT OF SINDH, KARACHI

C.P. No.D-6264, 6265, 6266 & 6267 of 2018

Date	Order with signature of Judge
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Present

Mr. Justice Muhammad Ali Mazhar.

Mr. Justice Adnan Iqbal Chaudhry.

C.P. No.D-6264 of 2018

Cantonment Board CliftonPetitioner

Versus

The Federation of Pakistan & othersRespondents

C.P. No.D-6265 of 2018

Cantonment Board CliftonPetitioner

Versus

The Federation of Pakistan & othersRespondents

C.P. No.D-6266 of 2018

Cantonment Board CliftonPetitioner

Versus

The Federation of Pakistan & othersRespondents

&

C.P. No.D-6267 of 2018

M/s. H.H. Misbah Securities (Pvt) Ltd.....Petitioner

Versus

The Federation of Pakistan & othersRespondents

Date of hearing 07.09.2018

Mr. Ahmed Ali Hussain advocate for the petitioners.

Mr. M. Zahid Khan, Assistant Attorney General.

Muhammad Ali Mazhar, J: Mr. Irfan Mir Halepota advocate has filed vakalatnama for the Tax Department. It is an admitted position that appeals of the petitioners are pending and the relevant facts have already been mentioned in the interim order dated 04.09.2018 passed by this Bench. On last date of hearing learned counsel for the petitioner referred to an order passed in C.P. No.D-5910/2018 by the learned Division Bench of this court in which though the petition was dismissed in limine without notice to the Tax Department, however, in the concluding paragraph, learned Division Bench shown their expectation that the respondents who have not taken any action against the petitioner for the recovery of impugned demand will not adopt any coercive measure for the recovery of the impugned demand till decision of the appeal. Learned counsel for the petitioners argued that no recovery has been made so far by the Tax Department from the petitioners in the above cases also. He submits that similar directions may be issued in these petitions. Learned counsel for the Tax Department is also of the view that some directions may be issued to expedite the matter so that the appeals may not remain pending for an unlimited period of time. In view of the above position, the petitions are disposed of with the directions to the learned Appellate Authority to decide the appeals of the petitioners within a period of one month and till such time the recovery of demand may not be effected.

JUDGE

JUDGE