ORDER SHEET

IN THE HIGH COURT OF SINDH, KARACHI

Suit No.524 of 2018

Date	Order with signature of Judge

1.For hearing of CMA No.3883/2018.
2.For hearing of CMA No.5993/2018.

15.10.2018

Mr. Faiz Durrani, Advocate for the Plaintiff.
None present for the Defendants.

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Vide order dated 14.03.2018 the court issued notices to the defendants as well as the Attorney General under Order XXVII-A CPC, however, till next date of hearing the plaintiff was allowed to file manual returns subject to furnishing bank guarantee equivalent to the amount of input tax adjustment to the satisfaction of Nazir of this court. Despite passing this interim order, the plaintiff faced some difficulties for depositing this amount, therefore, they filed CMA No.5993/2018 under Order 39 (4) CPC for modification of the order dated 14.03.2018 in which the plaintiff prayed that they may be allowed to claim the input tax adjustment on packing material and that the defendants will not take any coercive action against the plaintiff till the disposal of the suit. They also requested this court to restrain the defendants without condition of depositing the bank guarantee equivalent to the amount of input tax adjustment. Since this order has not been complied with, it means that there is no order in field. The purpose of modification was to avoid the submission of bank guarantee ordered by this court. The interim order passed earlier on 14.03.2018 is recalled. For other purposes, let this matter be fixed before the concerned bench on 18.10.2018.

Judge

Asif