

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No. D- 3704 of 2013
C.P. No. D- 3705 of 2013
C.P. No. D- 3706 of 2013
C.P. No. D- 3707 of 2013
&
C.P. No. D- 3708 of 2013

DATE

ORDER WITH SIGNATURE(S) OF JUDGE(S)

Before:-

Mr. Justice Muhammad Ali Mazhar

Mr. Justice Agha Faisal

(1) Tata Textile Mills Limited....

(2) Salfi Textile Mills Limited

(3) Island Textile Mills Limited.

(4) Tata Energy Limited.

(5) Tata Best Foods Limited.....Petitioners

Versus

Federation of Pakistan & others.....Respondents.

For Re-Hearing:

15.11.2018.

Mr. Ameen M. Bandukda, Advocate for Petitioners.

Mr. Kafeel Ahmed Abbasi, Advocate for Tax Department.

Mr. Shahid Ali Khan holding brief for Mr. Amjad Jawed Hashmi,
Advocate for Tax Department.

Muhammad Ali Mazhar, J: In all petitions, the petitioners have sought declaration that SRO No. 505(I)/2013 dated 12.6.2013 has been issued in violation of the fundamental rights of the petitioners as envisaged under Articles 4, 18 and 25 of the Constitution of Islamic Republic of Pakistan 1973, and also in contradiction of Section 3, 7 and 8 of the Sales Tax Act, 1990. The learned counsel submits that during the pendency of these petitions through subsequent SRO the impugned tax was reduced from 5% to 1%, therefore, on instructions of the petitioners they do not want to proceed further and filed applications under Order 23(1) CPC for the withdrawal of these petitions. Learned counsel for tax department has no objection to the withdrawal of these petitions. In view of the joint statement these petitions are disposed of along with all pending applications.

Judge

Judge