

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-766 of 2017

Date	Order with signature of Judge(s)
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1. For hearing of CMA No.4086/2017.
2. For hearing of main case.

04.10.2019

Mr. Abid Naseem, advocate for the petitioner.
Raja Adnan Khan, advocate for the respondent No.1.
Mr. Ishrat Zahid Alvi, Assistant Attorney General.

This petition has been preferred against the order passed by the Adjudicating Officer, Director of Adjudication, Foreign Exchange Adjudication Court, where complaint was lodged by the State Bank of Pakistan against the petitioner. Learned counsel for the petitioner at the very outset argued that at the time of filing of this petition, the Foreign Exchange Regulation Appellate Board was not functional, however, the petitioner had filed an appeal, along with stay application, there before.

Learned counsel for the respondent No.1 submitted that during the pendency of this petition, the Appellate Board has been made functional where the petitioner may pursue their appeal.

Learned counsel for the petitioner submits that since along with main appeal, a stay application has also been moved and the same remains adjudicated, therefore, he requests that some directions may be issued to the respondent No.1 to the effect that no coercive action may be taken against the petitioner till decision of the stay application. Learned counsel places on record orders of this Court in CP D 706 of 2016, and connected petitions, dated 15.01.2019 wherein such a request was entertained, with the consent of the respondent/s, and pleads for similar treatment.

Learned counsel for the respondent No.1 submits that the proposition is reasonable and that the petitioner may pursue their appeal, along with stay application, before the Appellate Board and

till the decision on the stay application, the respondent No.1 will not take any coercive action there against.

In view of the foregoing, this petition, along with pending application, is disposed of in the above terms.

JUDGE

JUDGE

Khuhro/PA