

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

C.P. No.D-6550 of 2021

M/s Khyber Traders

Versus

Federation of Pakistan & others

Date	Order with signature of Judge
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1. For orders on office objection.
2. For hearing of CMA 27994/21
3. For hearing of main case

**Dated: 11.11.2021**

Sardar M. Ishaq for petitioner.

Mr. Kafeel Ahmed Abbasi, Deputy Attorney General along with Mr. Hussain Bohra, Assistant Attorney General.

Mr. Muhabbat Hussain Awan for respondent No.2.

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Mr. Irfan Mir Halepota Advocate files his Vakalatnama on behalf of respondent No.3, which is taken on record.

It appears that the petitioner has already filed an appeal/revision application under section 25D of the Customs Act, 1969 which is pending adjudication and the petitioner seeks release of the goods in terms of order after securing the differential amount of duty and taxes with the Nazir of this Court.

In the circumstances, by way of an interim arrangement since the consignment is incurring storage charges at the port, let the undisputed quantum of duties and taxes be deposited with the Collectorate / Department and the disputed amount of the duties and taxes be secured before the Nazir of this Court, by way of pay order(s)/bank guarantee, in respect of the consignment/s covered by this petition. Once the amount is secured as stipulated supra, the Nazir shall issue appropriate certificate/s. If the amount is secured by way of pay order/s, the Nazir shall invest the amount in profit bearing instruments, as per the Rules.

Upon deposit of the undisputed quantum of duties and taxes the Collectorate/Department and presentation of the certificate/s issued by the Nazir, the concerned Collectorate/department shall release the consignment/s forthwith.

The fate of the amount secured supra shall be subject to the outcome of the revision application. This petition, along with listed application is disposed of in terms herein.

**Judge**

**Judge**