

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI  
**CP No.D-96 of 2022**

Date	Order with signature of Judge
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1. For hearing of Misc. No.363/2022 (stay)
  2. For hearing of Main Case
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**12/01/2022:**

M/s.Kashif Nazeer, & Aamir Ali Shaikh, Advocates for the Petitioner.  
Mr. Kafeel Ahmed Abbasi, D.A.G.  
Mr.Khalid Rajpar, Advocate for the Respondents No.2 & 3.  
Ms.Nusrat Irfan, Advocate holding brief for Mr. Irfan Halepota,  
Advocate for the Respondents No.5 & 6.

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Mr. Khalid Rajpar, and Mr. Irfan Halepota, Advocates have filed Vakalatnama on behalf of the Respondents No.2, 3, 5 & 6, which are taken on record.

Learned counsel for the petitioner states that the petitioner has imported consignments of goods whereupon, as per department, some duties and taxes were imposed upon the petitioner, who has filed appeal and has also preferred this petition. Counsel for the petitioner requests that the petitioner is ready to pay the undisputed duties/taxes within seven days' time and with regard to disputed amount/taxes and other levies, the petitioner is ready to furnish postdated cheques with an endorsement from the banker clear for payment within seven days' time. Learned DAG at this juncture states that if the petitioner deposits undisputed amount without any delay and furnishes postdated cheques as a guarantee of the payment it would be honoured and the department would have no objection in releasing the goods of the petitioner in accordance with law.

In view of the above facts and circumstances of the case, we direct the Customs Authorities to release the goods imported by the petitioner subject to the condition that the petitioner will deposit undisputed amount within seven days and with regard to disputed

amount postdated cheques with endorsement from the banker clear for payment with the Nazir of this Court within seven days' time. After fulfillment of these requirements needful may be done by the Customs Authority in accordance with law. It is clarified that the above amount is without prejudice to the matter of any of the parties pending before the concerned appellate authority, which however would be decided on its own merits in accordance with law.

With these directions this petition is disposed of along with the listed application.

JUDGE

JUDGE

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