

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
CP No.D-6823 of 2021

DATE

ORDER WITH SIGNATURE OF JUDGE

For hearing of case (Priority)

1. For orders on CMA No.29487 of 2021
2. For hearing of main case

26.11.2021

Sardar Muhammad Ishaque, Advocate for the petitioner
Mr. Imran Ahmed Metlo, Advocate for respondent No.3
Mr. Kafil Ahmed Abbasi, DAG

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Vakalatnama filed by Syed Mohsin Imam, Advocate on behalf of respondent No.2 is taken on record.

It appears that the petitioner has already filed a revision under Section 25A of the Customs Act, 1969 with Director of Customs Valuation 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. Learned counsel for the respondents concede to such proposition.

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 the 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 with the Collectorate/Department and presentation of the certificate/s issued by the Nazir, the concerned Collectorate/Department shall release the consignment forthwith.

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

JUDGE

JUDGE