

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

C. P. NO. D-6195 / 2019 a/w

C. P. NO. D-6196 / 2019

**C. P. NO. D-1288, 523, 475, 2132, 474, 1456, 2096, 629, 524, 2010,
522, 1432, 436, 718, 470, 472, 471, 439, 438 & 437/2020**

Date

Order with signature of Judge

PRIORITY

- 1) For orders on CMA No. 2895/2020.
- 2) For orders as to non-prosecution of CMA No. 36727/2019.
- 3) For hearing of CMA No. 30060/2019.
- 4) For hearing of CMA No. 27500/2019.
- 5) For hearing of main case.

10.11.2020.

M/s Anas Makhdoom, Arshad H. Shehzad, Abdul Shakoor, Muhammad Saad holding brief for Ameen M. Bandukda, Advocates for Petitioners.

Mr. Kafeel Ahmed Abbasi Deputy Attorney General.

M/s Ayan Mustafa Memon, Kashif Hanif, Ameer Bakhsh Metlo, Ahmed Ali Ghumro, Jan Muhammad Naich, Muhammad Zubair, Dr. Rana Khan, Advocates for Respondents.

In all these Petitions, the controversy was in respect of implementation of SRO No. 12(I)/2019 dated 01.01.2019 issued by Ministry of Energy, Power Division, Government of Pakistan and as to the applicability of reduced rate of electricity. By virtue of this Notification zero rated industrial consumer was to be charged electricity at the rate of US cents of 7.5 per (kwh); however, a dispute arose as to whether it included various surcharges and taxes or not. After filing of these Petitions and passing of certain ad-interim orders in respect of Petitions pertaining to HESCO whereby, Guarantees were secured before the Nazir of this Court, now the Federal Government has clarified the controversy through Clarification(s) dated 27.03.2020 and 30.09.2020 directing that the electricity to the Five Export Sectors under Zero Rating shall be provided at an all-inclusive rate of US cents of 7.5 / US cents 9 per unit (kwh) from 01.01.2019 to 30.06.2020 and 30.6.2021, respectively plus applicable taxes. The learned Counsel for all Petitioners as well as K-Electric and HESCO jointly request for disposal of these Petitions in the above terms as the matter has now been resolved to satisfaction.

Accordingly, all these Petitions are disposed of in the above terms, whereas, the Bank Guarantee / Pay Order if any, lying with the Nazir shall be discharged to the respective petitioners upon proper verification and identification. Office is directed to place copy of this order in all above connected Petitions.

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