

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.NO.D-6738 of 2015

Date	Order with signature of Judge
------	-------------------------------

04-11-2015

Mr. Sohail Muzaffar, Advocate for the petitioner.
Mr. Aainuddin, DAG
Muhammad Ilyas Ahsan, Custom representative and Tariq Aziz , principal Appraiser.

Mr. Sohail Muzaffar, Counsel for the petitioner contends that the petitioner has already paid the entire amount of duty and taxes, whereafter, an Order-in-Original has been passed, whereby, fine and penalty has been imposed, against which, the petitioner has preferred an appeal before the Appellate Authority. He further submits that his request for shifting the goods to Custom Warehouse has not been attended to, whereas, in the alternative, he is willing to furnish postdated cheque for the amount of fine and penalty, so adjudicated, whereafter, either the goods may be released, or at-least be removed to Custom Warehouse / CPF Bond, so as to avoid demurrage charges, which are being incurred on daily basis.

Pursuant to issuance of notice, Mr. Tariq Aziz, Principal Appraiser on behalf of the respondent No.1 has affected appearance and admits that the petitioner has already paid the amount of duty and taxes, however, the fine and penalty adjudicated against the petitioner are still to be paid, however, does not object shifting of goods to CPF Bond upon furnishing of Post dated cheques as aforesaid.

In the circumstances, we while disposing of instant petition, direct the petitioner to furnish postdated cheque for the amount of fine and penalty adjudicated vide Order-in-Original No.432786-19102015 available at page 45 of instant file, and upon submission of cheque(s), the goods of the petitioner shall be allowed to be removed from Port to CPF Bond without any further delay.

Petition stands disposed of in the above terms.

JUDGE

JUDGE

