| Date | Order with signature of Judge |

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1.   For hearing of Misc. No.22330/19
2.   For Hearing of Main Case.

<u>19.08.2019</u>.

Mr. Muhammad Nazeer Abbasi, advocate for the petitioner.
Mr. Irfan Ahmed Memon, DAG for respondent No.1.
Mr. Fraz Gul, advocate for respondents No.2&3.

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Learned counsel states that the petitioner has imported two units of Passenger Elevator with all standard accessories from Korea 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 request 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. Counsel for the respondent 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