

ORDER SHEET  
**HIGH COURT OF SINDH AT KARACHI**

C.P. No.D-2056 of 2022

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Date	Order with signature of Judge
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1. For orders on Misc. No.9353/2022 (U/A)
  2. For orders on Misc. No.9354/2022 (Ex/A).
  3. For orders on Misc. No.9355/2022 (Stay)
  4. For hearing of main case
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01.04.2022.

Sardar Muhammad Ishaq, Advocate for the petitioner.  
Mr. Kafeel Ahmed Abbasi, DAG.

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1. Urgency granted.
2. Exemption is granted subject to all just exceptions.
- 3-4. Learned counsel states that the appeal is pending before the Appellate Tribunal and the petitioner seeks provisional release of the consignments in terms of Section 81 of the Customs Act, 1969

In the circumstances, by way of an interim arrangement since the consignment is securing 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) 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 dues and taxes with the Collectorate/Department and presentation of the certificate(s) issued by the Nazir, the concerned Collectorate/Department shall release the consignment(s) forthwith.

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

JUDGE

JUDGE