

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

C.P No. D-7408 of 2022

DATE	ORDER WITH SIGNATURE OF JUDGES
------	--------------------------------

Fresh case

1. For order on office objection.
2. For hearing of CMA No.31375/2022.
3. For hearing of Main Case

07.12.2022

Rana Sakhawat Ali, Advocate for the petitioner
Mr. G. M. Bhutto, Assistant Attorney General.
Mr. Muhammad Fahad, Advocate for the Respondent.

- -

1. Urgency granted.
2. Exemption granted subject to all just exceptions.
- 3&4. Learned counsel for the petitioner states that he would be satisfied and will not press this petition if directions are issued to the Respondent No.2 before whom application dated 08.11.2022 is pending to decide the same in accordance with law. Mr. G.M Bhutto, learned Assistant Attorney General has waived notice on behalf of the respondents and has stated that he has no objection for disposal of this petition on the said prayer made by the learned counsel for the petitioner.

We therefore under the circumstances direct the Respondent No.2 to take up said application filed by the petitioner and decide the same strictly in accordance with law after providing opportunity of hearing to the petitioner within three weeks' time from the date of receipt of this order.

Petitioner has also prayed for provisional release of his consignments, which are lying at the port. The petitioner is directed to deposit the entire undisputed amount with the concerned Collectorate. The petitioner is also directed to deposit the entire disputed amount, alongwith fine and penalty if any, before the Nazir of this Court in the shape of pay order(s)/bank guarantee. The moment Nazir receives the pay order(s)/bank guarantee of the disputed amount he would issue a certificate, which the petitioner would produce before the customs authorities and thereafter goods of the petitioner would be released, strictly in accordance with law. Nazir's fee is fixed at Rs.5,000/- payable in advance.

With these directions the instant petition alongwith pending application(s) stands disposed of.

Judge

Judge

