

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No. D-6783 of 2022

Date	Order with Signature(s) of Judge(s)
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Fresh Case.

1. For order on Misc. Application No. 28661/2022 (Urgency Application).
2. For order on Misc. Application No. 28662/2022 (Exemption Application).
3. For order on Misc. Application No. 28663/2022 (Stay Application).
4. For hearing of main case.

02.11.2022

Mr. Muhammad Adnan Moton, Advocate for petitioner.

1. Urgency application is granted.

2to4. It appears that the petitioner has already filed Revision Application under Section 25-A of the Customs Act, 1969 against the impugned Ruling which is pending adjudication and the learned counsel states that the petitioner seeks provisional release of the goods in terms of order after securing the differential amount of duties and taxes with the Nazir of this Court.

Mr. G. M. Bhutto, learned Assistant Attorney General, who is present in Court, has waived notice on behalf of the respondents. In the circumstances, by way of an interim arrangement since the consignment is incurring 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 subject consignment(s), 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 duties 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 Revision Application. This petition, along with the pending application(s) is disposed of in terms herein.

JUDGE

JUDGE