

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

Suit No.767 of 2024

| Date | Order with signature of Judge(s) |
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1. For hearing of CMA No.10286/2024.
2. For orders on CMA No.10409/2024.
3. For orders on CMA No.10410/2024.
4. For orders on CMA No.10411/2024.

**08.08.2024**

Mr. Ali Nawaz Khuhawar, advocate for the plaintiff.  
Mr. Khalid Mehmood Siddiqui, advocate for the defendant No.1.

Mr. Khalilullah Jakhro, advocate files his Vakalatnama and Vakalatnama of Mr. Faheem Raza, on behalf of defendants No.2 and 3, respectively, which are taken on record.

Present suit impugnes the notice under section 163 of the Customs Act, 1969, as well as the subsequent sealing. The prayer clause is essentially in such respect. Counsel for the defendant No.1 submits that suit is not maintainable and in any event infructuous, since premises have already been de-sealed and audit observation notice dated 05.08.2024 issued, to which the plaintiff may respond and avail legal recourse as permissible. The document is taken on record.

It appears that lis agitated has become infructuous as the premises already stands de-sealed. The plaintiff remains at liberty to answer the audit observation and pursue legal remedy, as may be available before the forum of competent jurisdiction. With such observations, suit, alongwith pending applications, is disposed of as infructuous.

Judge