

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

CP No.D-1935 of 2023

Date	Order with signature of Judge(s)
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1. For hearing of CMA No./2023.
2. For hearing of main case.



20.04.2023

Mr. Imran Iqbal Khan, advocate and Mr. Aneel Zia, advocate for the petitioner.

Qazi Ayazuddin Qureshi, Assistant Attorney General.

Mr. Khalid Rajpar, advocate files Vakalatnama on behalf of respondent No.2, which is taken on record. Mr. Ghulam Mujtaba Sahito, advocate undertakes to file Vakalatnama on behalf of the respondent No.3.

On the other hand, learned counsel for the petitioner pleads urgency on the ground that though Order-in-Original has been passed against the petitioner, however, an appeal has been preferred which is pending and the goods are lying at port. He further submits that the petitioner is willing to secure the adjudicated amount and order for release of goods may be passed.

In view of the above submissions, the Petitioner may deposit the disputed amount of duties and taxes as mentioned in the Order-in-Original directly with the concerned Collectorate, whereas, in respect of fine and penalty as adjudicated in the Order-in-Original, the Petitioner shall furnish Pay Order or Bank Guarantee to the satisfaction of the Nazir of this Court and once Bank Guarantee or Pay Order is furnished, Nazir shall issue appropriate certificate for such consignment separately. Nazir's fee is fixed at Rs.10,000/- for each certificate to be issued by his office.

In view of the above, Petition has served its purpose and stands disposed of. The Petitioner shall approach the concerned Appellate Authority who shall proceed in accordance with law, whereas, the fate of the amount deposited with the Collectorate / Department / Nazir shall be subject to outcome of the Appeal.

JUDGE

JUDGE