

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

Constitutional Petition No. D-908 of 2024

Date	Order with signature of Judge
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1. For order on office objection No.20
2. For hearing of Misc. No.4298/2024 (Stay)
3. For hearing of main case

**28.2.2024**

Mr. Imran Iqbal Khan advocate for the petitioner  
Mr. Kashif Nazeer, Assistant Attorney General  
Sardar Zafar Hussain advocate for respondent No.2 alongwith Mr. Safdar Munan, Appraising Officer, SAPT  
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Sardar Zafar Hussain advocate has affected appearance on behalf of the Department and needs time to file Vakalatnama and comments. Let such Vakalatnama and Comments be filed in the office.

On the other hand, learned Counsel for the Petitioner submits assessment of the Petitioner's goods has been made on the basis of price notified on London Metal Exchange (LME); whereas, the Petitioner has impugned such assessment through Appeal before the Collector of Customs (Appeals) and in the meantime seeks release of the consignment(s) as they are incurring storage charges. He further submits that the Petitioner is willing to secure the differential amount and order for release of goods may be passed.

In the circumstances, by way of an interim arrangement and until further orders, let the disputed amount of duty and taxes be secured before the concerned Collectorate by way of a separate Pay Order / Bank Guarantee in respect of the consignment(s) covered by this Petition, whereas, the remaining amount of duty and taxes be paid to the Concerned Collectorate. Once the amount is secured and paid as above, the concerned Collectorate / Department shall release the consignment(s) forthwith.

In view of the above, this Petition is disposed of by directing that Appeal of the Petitioner, if any, filed or pending before the Collectorate (Appeals), Karachi shall be decided and dealt with in accordance with law. Till such time, final orders(s) are passed as above, the security as furnished shall not be encashed.

JUDGE

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