

ORDER SHEET
THE HIGH COURT OF SINDH AT KARACHI



CP No.D-4463 of 2021

Date	Order with signature of Judge(s)
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1. For hearing of CMA No.18415/2021.
2. For hearing of main case.

29.07.2021

Mr. Zaheer-ul-Hassan Minhas, advocate for the petitioner.
Mr. Mohabbat Hussain Awan, advocate for the respondents
No.3 and 4.
Mr. Mr. Khaleeq Ahmed, Deputy Attorney General and Mr.
Mukhtiar Ali Junejo, Assistant Attorney General.

Learned counsel for the petitioner submits that the respondents are treating the goods of the petitioner as steel furniture as against the steel racks, hence, the same are liable for duty and taxes other than one required under the PCT heading provided by the petitioner. The petitioner's immediate concern is for release of the consignment till the decision of appeal pending before the Collector of Customs (Appeals) Karachi.

Mr. Ghulam Rasool Korai, advocate undertakes to file Vakalatnama and comments on behalf of the respondent No.2.

Since there is no issue of importability, let the goods be released on securing the differential amount of duty and taxes with the Nazir of this court, who shall invest the same in best government profit bearing scheme. On deposit of such amount a certificate be issued for the immediate release of the consignment. The fate of amount shall be decided subject to outcome of the decision by the Collector of Customs (Appeals) Karachi.

This petition alongwith listed application(s) stands disposed of.

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JUDGE

**ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI.**

C.P. NO. D-4463 OF 2021

Date	Order with signature of Judge.
	<p><u>D/o Matter</u></p> <p>1- For order on Misc No. 14544/23 (u/A)</p> <p>2- For " " " 8024/23 (151)</p> <p>3- For Hg of Misc No. 13640/22 (151)</p> <p style="text-align: center;">—————*————— (Nazim Report filed)</p>

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P. No.D-4463 of 2021

Date	Order with signature of Judge
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1. For orders on CMA No.14544/2023.
2. For orders on CMA No.8024/2023.
3. For hearing of CMA No.13640/2022.

19.6.2023

Mr.Kashif Ali, Advocate for respondent No.3.
Mr.Qazi Ayazuddin Qureshi, Asst. Attorney General.

1. Urgency granted.
2. This is an application filed on behalf of respondent department seeking release/discharge of the amount deposited with the Nazir of this Court pursuant to order dated 29.7.2021. By virtue of the said order the consignment was released on deposit of the disputed amount with the Nazir of this Court and it was further observed that the fate of amount shall be decided subject to outcome of the decision by the Collectorate of Customs (Appeals). It appears that the Collector (Appeal) has dismissed the appeal of the petitioner vide order dated 24.2.2022 and the petitioner has not moved this Court for seeking any further relief.

In view of the above, this application is allowed. Nazir is directed to discharge/release the surety in favour of the respondent department immediately.

3. This application has become infructuous and is accordingly dismissed.


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Shakeel, PS.

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D For Order - CMA No. 14793/23 (U/A)
2) - - - - - 14794/23 (Suspension)

Issue Cheque No. 34652889 Dated 19/6/23

for Rs. 7752,515/- Rupees Seventy seven

19099ly two thousand
five hundred & fifteen
Only in favour of collectorate
of Customs, APP. (P&T).

NAZIR

20/6

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P No. D- 4463 of 2021

Date _____ Order with signature of Judge _____

D/o Matter.

1. For order on CMA No. 14793/23 (U/A)
2. For order on CMA No. 14794/23 (Suspension)

22.06.2023.

Mr. Ghulam Rasool Korai, Advocate for Petitioner.

1. Granted.
2. After being confronted as to entertaining this application in view of the orders passed earlier, Counsel does not press this application. Accordingly, the same is dismissed as not pressed.


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Ayaz