

Order Sheet

IN THE HIGH COURT OF SINDH KARACHI  
Constitutional Petition No. D – 6567 of 2021

Date	Order with Signature of Judge
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1. For hearing of CMA No.28081/2021 (Stay)
2. For hearing of main case

12.11.2021

Rana Sakhawat Ali, advocate for the petitioner  
Mr. Kafeel Ahmed Abbasi, DAG along with Mr. Hussain Bohra, Assistant Attorney General  
Ms. Masooda Siraj, advocate for respondent No.5  
Mr. Tariq Aziz, Principal Appraiser, Port Qasim Authority  
Ms. Afsheen Aman, advocate for respondent No.2  
Mr. Muhammad Rashid Arfi, advocate

We have been informed and apprised by Mr. Tariq Aziz, Principal Appraiser, Port Qasim Authority the fact that the petitioner has unnecessarily dragged different Collectorates in these proceedings whereas only Collector of East is involved as the goods declaration has been filed only to the extent of such Collectorate. The point raised was well considered by this Bench and the petitioner as such in consequence of such information is directed to amend the title of the petition by deleting the unnecessary Collectorates and file the amended title. Insofar as the controversy is concerned, the Valuation Ruling was originally challenged in terms of Section 25A, wherein they have now preferred appeal before the Customs Tribunal under Section 194A. Petitioner's counsel submits that till such controversy is decided, the goods be released on securing the differential amount in terms of their declaration and the subject Valuation Ruling. Order accordingly. However, the differential amount be secured with the concerned Collectorate by way of pay order and/or bank guarantee which shall not be encashed till decision is made by the tribunal. We expect that the tribunal shall decide the controversy in three (03) weeks' time.

The petition along with pending application(s) stands disposed of in the above terms.

JUDGE

JUDGE