

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1876 of 2024

DATE ORDER WITH SIGNATURE(S) OF JUDGE(S)

- 1.For hearing of CMA No.13885/2024
- 2.For hearing of CMA No.8442/2024
- 3.For hearing of main case.

24.04.2025

Mr.Maaz Waheed, Advocate for the Petitioners.
Mr.Muhammad Abdullah, Advocate for Respondent No.3 (K-Electric)
Ms.Mehreen Ibrahim, D.A.G.

On the last date following order was passed:-

“22.04.2025

Mr.Maaz Waheed, Advocate for the Petitioners.
Mr.Zulfiqar Ali, Advocate holding brief for Mr.Muhammad Abdullah,
Advocate for Respondent No.3 (K-Electric)
Mr.Ghulam Asghar Pathan, Advocate for Respondent No.4 (F.B.R)
Ms.Mehreen Ibrahim, D.A.G.

Pursuant to last order statement has been filed by respondent No.4, which is taken on record. The statement states as follows:-

“It is respectfully submitted that:-

1. The Petitioner, M/s.Hamdan Cold Store, has been duly registered with the Department for Sales Tax since 25.11.2016 and for Income Tax since 24.11.2016.
2. The Petitioner name is duly reflected in the Active Taxpayer List (ATL) as per the records maintained by the Department. A copy of the relevant ATL record is enclosed herewith for the kind perusal of this\ Hon’ble High Court.

This statement is submitted before the Hon’ble Court to dispel any misconception and to place the correct facts on record.”

In view hereof, the learned counsel for the respondent states that the controversy insofar as revenue is concerned is answered by the statement and rest remains to be addressed by the respondent (K-Electric). Mr.Zulfiqar Ali, Advocate holding brief for Mr.Muhammad Abdullah, Advocate for Respondent No.3 (K-Electric) states that the matter may be adjourned till tomorrow, so that instructions may be sought. At his request, adjourned to 24.04.2025.

Interim order passed earlier to continue till next date.”

Today, learned counsel for the Respondent (K-Electric) is present and attention is drawn to paragraph 6 of the respondent’s reply, which reads as follows:-

“6. That the contents of grounds Paras from “a” to “v” are denied. It is submitted that the Respondent No.3 / K-Electric is collecting charging Taxes as per directions of FBR. The Respondent has updated NTN / STRN of the petitioner abiding the Hon’ble Court’s Orders for removal of Extra Tax. Hence, the Order dated 25-06-2024 has been complied. It is submitted that the Respondent being a text collector act accordance with law, the Court Order shall be complied with its spirit accordingly. Thus, the Prayer clauses of the Petition are liable to be dismissed.”

In view hereof no cavil is articulated by counsel for the Respondent (K-Electric) to give effect to the statement filed by Respondent No.4.

Petition is disposed of in the said terms.

Judge

Judge

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