

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

C.P.No.D-1934 of 2025

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

- 1.For order on office objection.
- 2.For hearing of CMA No.9582/2025
- 3.For hearing of main case.

30.05.2025

Ms.Dil Khurram Shaheen, Advocate for the Petitioner.
Ms.Alice Bashir, Assistant Attorney General.
Mr.Muhammad Akbar Khan, Assistant Attorney General.
Mr.Zulfiqar Ali Arain, Advocate for Respondent.

The parawise comments filed by the respondent No.2 seeks as follows:-

- (i) That non-duty paid/smuggled "Sweet Supari, valuing Rs.9,054,720/- involving duty and taxes Rs.10,937,416/- brought into the country through unauthorized routes are liable to outright confiscation in terms of clauses (8) and (89) of sub-section (1) of Section 156 of the Customs Act, 1969, for violation of the provisions of Section 2(s) and 16 of the Act, ibid, read clause (a) of preamble of SRO 499(1)/2009 dated 13.06.2009.
- (ii) That Seizure Report has been forwarded and Show Cause Notice would be issued within the limitation provided under Section 168(2) of the Customs Act, 1969. The petitioner is required to avail the remedy of adjudication available to him for redress of his grievances, if any.
- (iii) That the 2nd Respondent has acted within the four corners of law. The petitioner has failed to establish legitimate import of the seized goods and payment of duty and taxes leviable thereon.
- (iv) That the petition is without any substance, devoid of law and substance is not maintainable and may graciously be dismissed in limine along with listed applications.

The case is apparently that of outright confiscation, therefore, no cause for provisional release etc. is made out. Even otherwise, the goods are stated to be edible in nature so any reversal pursuant to final judgment would appear to be inconceivable. In view hereof, the petition appears to be devoid of merits, hence dismissed.

Judge

Judge