

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI
C.P. No.D-5316 of 2024

DATE	ORDER WITH SIGNATURE OF JUDGES
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Priority

- 1. For hearing of Misc. No.23538 of 2024 [Stay Application]
- 2. For hearing of main case

13.11.2024

Mr. Salman Aziz, Advocate for the Petitioner
Mr. Kashif Nazir, Assistant Attorney General, Pakistan
Mr. Sardar Zafar Hussain, Advocate for Respondent
Mr. Tariq Aziz, Assistant Collector SAPT

Pursuant to issuance of notice, Mr. Sardar Zafar Hussain has affected appearance and undertakes to file Vakalatnama on behalf of concerned Commissioner.

Learned Counsel for the Petitioner submits that the Petitioner has impugned two different assessment orders before the Collector of Customs [Appeals] whereby, he claimed classification under HS Code 3824.9999 chargeable to customs duly at the rate of 3% has been regretted / declined and assessment has been made under HS Code 2106.9040 chargeable to customs duty at the rate of 20%. He submits that the consignments are stuck at port incurring storage charges; therefore, the Petitioner is willing to secure the differential amount of duty and taxes for release of consignments.

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 covered by this Petition, whereas, the remaining amount of duty and taxes be paid to the concerned Collectors. Once the amount is secured and paid as above, the concerned Collectorate / Department shall release the consignment 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 Collectors [Appeals] Karachi shall be decided and dealt with in accordance with law. Till such time, final order[s] is / are passed as above, they security as furnished shall not be enchased.

JUDGE
JUDGE