

ORDER SHEET
IN THE HIGH COURT OF SINDH KARACHI

C.P No. D-7570 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGES
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Priority

1. For orders on CMA No.3374/2022 (Contempt Application)
2. For hearing of CMA No.958/2022 (Contempt Application)
3. For hearing of CMA No.33170/2021 (Stay Application)
4. For hearing of Main Case

17.02.2022

Mr. Daniyal Muzaffar, Advocate for the petitioner a/w Ms. Memoona Nasreen and Ms. Bushra Zaheer, Advocates
Dr. Shahnawaz Memon, Advocate for Respondent Nos.2 and 3
Mr. Khalid Mehmood, Advocate alongwith Mr. Noor Nabi, Advocate

A statement has been filed by learned counsel for Respondent Nos.2 and 3 stating that this Court's orders have been complied with, which is taken on record with a note of caution that the respondent not to take law in hand and follow orders of this Court without any let or hindrance.

Petition stands disposed in the above manner alongwith pending applications.

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- 1.For order on CMA No.3374/2022
- 2.For hearing of CMA No.958/2022
- 3.For hearing of CMA No.33170/2021
- 4.For hearing of main case.

15.02.2022

Mr. Daniyal Muzaffar, Advocate for the petitioner.
Mr. Khalid Mahmood Siddiqui, Advocate for the respondent.
Dr. Shahnawaz, Advocate for the respondent No. 2 & 3.
Mr. Kafeel Ahmed Abbasi, DAG.

Learned counsel for the respondent No.2 & 3 submits that they have already filed contravention report as an outcome of the "Hold" placed on the containers, which by this court's order were permitted to be provisionally released. A perusal of the file does not show any such contravention having been placed to this file or the order same sent forth to the adjudicating authority. Learned counsel seeks short date.

To come up on 16.02.2022 at 10:00 a.m.

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1. For order on CMA No.3374/2022
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3. For hearing of CMA No.33170/2021
4. For hearing of main case.

16.02.2022

Mr. Daniyal Muzaffar, Advocate for the petitioner a/w Ms. Memoni Nasreen and Bushra Zaheer, Advocates.

Mr. Khalid Mahmood Siddiqui, Advocate for the respondent.

Dr. Shahnawaz, Advocate for the respondent No. 2 & 3.

Mr. Kafeel Ahmed Abbasi, DAG.

Dost Muhammad, Principal Appraiser.

After hearing at length, it appears that no cogent reason has been given as to why this court's order dated 04.01.2022 was not implemented, no plausible explanation has been provided. Learned counsel has contended that matter has not been sent for adjudication after a lapse of more than 518 days, even the Adjudicating Directorate has not taken up the matter and due to such attitude on the part of the respondents, the petitioner could not let to suffer at the hands of ill motivated officials even the competency of the individual who has prepared the contravention report is questionable. Let the needful be done within 24 hours and compliance report be submitted by tomorrow i.e. 17.02.2022 at 10:00 a.m. failing which this court will be pleased to proceed with framing of charge under the Contempt of Court Act.