

HIGH COURT OF SINDH AT KARACHI

C.P. No.D-4986 of 2022

Date

Order with signature of Judge

1. For orders on CMA No.21520/2022 (U/A)
2. For orders as to maintainability of petition.

02.09.2022.

Mr. Muhammad Zakir, Advocate for the petitioner.

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1. Urgency granted.
2. Mr. G. M. Bhutto, Assistant Attorney General present in Court waived notice on behalf of the respondents. Learned counsel states that the petitioner has imported consignments of goods whereupon, as per department, some duties and taxes were imposed upon the petitioner, who has filed appeal and has also preferred this petition. Counsel for the petitioner request that the petitioner is ready to pay the undisputed duties/taxes within seven days' time and with regard to disputed amount/taxes and other levies, the petitioner is ready to furnish pay order within seven days' time. Learned AAG at this juncture states that if the petitioner deposits undisputed amount without any delay and furnishes pay order and the department would have no objection in releasing the goods of the petitioner in accordance with law.

In view of the above facts and circumstances of the case, we direct the Customs Authorities to release the goods imported by the petitioner subject to the condition that the petitioner will deposit undisputed amount within seven days and with regard to disputed amount pay order with the Nazir of this Court within seven days' time. After fulfillment of these requirements needful may be done by the Customs Authority in accordance with law. It is clarified that the above amount is without prejudice to the matter of any of the parties pending before the concerned appellate authority, which however would be decided on its own merits in accordance with law.

With these directions this petition is disposed of along with the pending application if any.

SP/- Ijazat Saadat Khan

SP/- Mrs. Rashida Asad

