

BEFORE THE APPELLATE TRIBUNAL SINDH REVENUE BOARD AT KARACHI

DOUBLE BENCH-I

APPEAL NO. AT-21/2022

M/s Habib Rafiq (Pvt.) Ltd. (NTN: S0816754-7).....Appellant
6-K, Block-H, Gulberg-II, Lahore

Versus

Assistant Commissioner, (Unit-03) Respondent
Sindh Revenue Board,
02nd Floor Shaheen Complex,
M.R. Kiyani Road, Karachi

Date of Filing of Appeal: 30.03.2022

Date of hearing: 07.04.2022

Date of Order: 07.04.2022

Mr. Hamza Waheed, Advocate for appellant.

Mr. Sunjay Kumar, AC-(Unit-03), SRB for respondent.

ORDER

Justice[®] Nadeem Azhar Siddiqi: An appeal was filed against rejection/ vacation of stay order dated 24.03.2022 issued by the Commissioner (Appeals) whereby he vacated the stay granted earlier without considering the merits of the case.

Mr. Sunjay Kumar, AC-(Unit-03), SRB submitted Registration & Tax Profile of the appellant.

The learned advocate for the appellant submitted that the instant appeal was filed against the order dated 24.03.2022 of the Commissioner (Appeals) vacating the stay granted earlier without considering the merits of case. He further submitted that the appellant had also filed CP NO. D-2154/2022 before the High Court of Sindh requesting for expeditious conclusion of appeal by Commissioner (Appeals), and restraining the department from recovery of the impugned demand during the interim period.

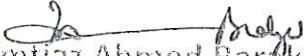


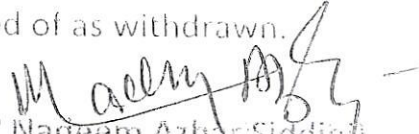


4. The High Court of Sindh vide order dated 06.04.2022 disposed of the petition by directing Commissioner (Appeals) to decide the pending appeal expeditiously, preferably within 60 days. The Hon'ble High Court further directed that the department should not take any coercive action against the appellant till the disposal of appeal by Commissioner (Appeals).

5. The learned Advocate of the appellant submitted that in view of the order of the Hon'ble High Court of Sindh the appellant does not press the instant appeal, which may be allowed to be withdrawn.

6. In view of above discussions the appeal is disposed of as withdrawn.


(Imtiaz Ahmed Barakzai)
TECHNICAL MEMBER


(Justice[®] Nadeem Azhar Siddiq)
CHAIRMAN

Certified to be True Copy

Karachi: Dated: 07.04.2022

Copy Supplied for compliance:

1. The Appellant through Authorized Representative.
2. The Assistant Commissioner, (Unit-03) SRB, for compliance.

Copy for information to:-

3. The Commissioner (Appeals), SRB, Karachi.
4. Office Copy.
5. Guard File.


REGISTRAR
APPELLATE TRIBUNAL
SINDH REVENUE BOARD

Order issued on 08/04/2022

Order Dispatched on 08/04/2022


Registrar

Registrar