

Form No: HCJD/C-121.

ORDER SHEET
IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT

Writ Petition No.4100 of 2017

**Atlas Power Limited and another
Vs**

Federation of Pakistan and two others

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
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16.06.2021.	M/s. Salman Aslam Butt, Aniq Salman and Hafiz Muhammad Idrees, Advocates for the petitioners. Mr. Saeed Ahmed Zaidi, Advocate for respondents No.3/FBR. Syed Ishfaq Hussain Naqvi, Advocate respondent No.6 in W.P No.607 of 2018. Mr. Salim Ur Rehman, Advocate for respodnent No.5. Raja Khalid Mehmood Khan, learned DAG.
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At the very outset, learned counsel for the petitioners pointed out that notification dated 30.09.2015 which was assailed in the instant petition as well as connected petitions was rescinded on 21.06.2018. It was contended that while admitting the petition, this Court was pleased to pass an injunctive order with respect to the Sales Tax about over and above 17 percent. Learned counsel for the petitioners contended that since the referred 3 percent increase is to be refunded to the petitioners, hence in light of the developments that have taken place no demand should be made. It was also contended that claim for refund of the petitioner is also pending with the department in certain cases. When

confronted, learned counsel for the FBR seeks
time to obtain instructions. Allowed.

2. Re-list on 28.07.2021.

(AAMER FAROOQ)
JUDGE

Niqab M