

Form No: HCJD/C-121.

**ORDER SHEET**

**IN THE ISLAMABAD HIGH COURT, ISLAMABAD.**  
**JUDICIAL DEPARTMENT**

**Writ Petition No.3876 of 2021**

***Oracle Systems Pakistan (Private) Limited***

***Vs.***

***Pakistan through the Secretary Revenue & Ex Officio***  
***Chairman Federal Board of Revenue FBR House, Islamabad etc.***

<b>S. No. of order/ proceedings</b>	<b>Date of order/ Proceedings</b>	<b>Order with signature of Judge and that of parties or counsel where necessary.</b>
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01.11.2021	Mr. Saad M. Hashmi, Advocate for the petitioner.
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Through the instant petition, the petitioner has challenged recovery notice dated 29.10.2021 issued by the respondents.

**2.** Learned counsel for the petitioner, *inter-alia*, contends that the appeal filed by the petitioner was pending before respondent No.3 in which direction was issued to the referred respondent by this Court to decide the appeal expeditiously and till such time an injunctive relief was granted. Learned counsel for the petitioner further contended that without intimation as to the outcome of the appeal preferred by the petitioner, respondent No.6 proceeded to attach the accounts of the petitioner and also effected recovery from Deutsche Bank AG Pakistan. Learned counsel for the petitioner submitted that such practice to effect the recovery without prior notice is in violation of the law and even the dictum of his Court in case reported as "2016 PTD 1799".

**3.** Notice to respondents No.4 to 8.  
Respondent No.6 shall appear in person on  
the next date of hearing.

**4.** Re-list on 10.11.2021.

**C.M No.01 of 2021**

The exemption sought for is allowed  
subject to all just and legal exceptions.

**CM No.02 of 2021**

Notice. Meanwhile, the pay order  
obtained by respondent No.6 shall not be  
encashed; the recovery notices are also  
suspended.

**(AAMER FAROOQ)  
JUDGE**

\*Naveed \*