

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

Writ Petition No. 4139/2021

M/s. Hygeia Pharmaceuticals, Islamabad

Versus

Federation of Pakistan through its Secretary, Cabinet Division, Islamabad, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(01)	24.11.2021	Mr. Ahmed Shahzad Awan, Advocate for petitioner.

Through this writ petition, the petitioner has assailed the Property Tax Notice dated 30.08.2021, issued by the Metropolitan Corporation, Islamabad/respondent No.3.

2. Learned counsel for the petitioner *inter-alia* contends that the MCI has not yet complied with the direction passed by this Court vide judgment reported as **PLD 2021 Islamabad 144 (Metropolitan Corporation, Islamabad through Mayor Vs. Chairman, CDA (Capital Development Authority), Islamabad and another)**, whereby, a proper procedure after inviting objections from the general public before fixation of the property tax has been directed and previous notification for recovery of property tax was set-aside. It has further been contended that in terms of the *Islamabad Capital Territory, Local Government Act, 2015*, objections have not yet been invited before imposing any tax and as such Impugned Tax Notice is illegal and unlawful and the same is liable to be quashed.

3. Question raised needs consideration.

4. Let notice be issued to the respondents for 26.01.2022, through Registered Post A.D. and TCS, at the expense of the petitioner.

5. To be heard alongwith W.P. No. 2434/2021.

C.M. No. 01/2021.

Notice. In the meanwhile, impugned tax notice dated 30.08.2021, shall remain suspended, till the next date of hearing.

C.M. No. 02/2021.

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

(MOHSIN AKHTAR KAYANI)
JUDGE

Khurram