

ORDER SHEET.

IN THE ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT.

Writ Petition No. 1213/2021

Khurram Shahzad.

Versus

Federation of Pakistan through Secretary Revenue, Islamabad & others.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
(01)	05.04.2021	Mr. Hafiz Muhammad Muddasir, vice counsel for the petitioner.

The petitioner is aggrieved by summon dated 12.03.2021 issued by respondent No.5 pursuant to Section 176(1)(b) of the Income Tax Ordinance, 2001 ("Ordinance") and S.R.O. 115(I)/2015 dated 09.02.2015.

2. The learned counsel for the petitioner states that the impugned S.R.O. is ultra vires provisions of the Ordinance and the impugned summon issued in exercise of authority derived from such S.R.O. is without lawful authority and coram non judge. He relies on the order of this Court dated 22.02.2021 passed in Writ Petition No.728/2021, wherein the same S.R.O. has been impugned and injunctive order has been passed. The learned counsel for the petitioner states that in the interest of consistency the impugned summons may also be suspended in this case.

3. Issue notice to the respondents, who will file report and para-wise comments within a period of two weeks with an advance copy to the learned counsel for the petitioner.

C.M. No. 01/2021

Notice. Meanwhile, the impugned summons dated 12.03.2021 will stay suspended till the next date of hearing.

C.M. No. 02/2021

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

**(BABAR SATTAR)
JUDGE**

A. Rahman Abbasi

