

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

Writ Petition No.802 of 2022

M/s Khyber Tobacco Company Limited

Vs.

Commissioner Inland Revenue (Appeals-I), Islamabad, etc.

S. No. of order/ proceedings	Date of order/ Proceedings	Order with signature of Judge and that of parties or counsel where necessary.
-------------------------------------	-----------------------------------	--

07.03.2022	M/s Usman Jillani, and Ahmer Bilal Sofi, Advocates for the petitioner.
------------	--

Through the instant petition, the petitioner is aggrieved of the actions of respondent No.2.

2. Learned counsel for the petitioner, *inter-alia*, contends that order-in-appeal was passed on 04.03.2022 by respondent No.1 and without fulfilling the requirements as prescribed under the law, respondent No.2 is proceeding to attach the assets of the petitioner company and take coercive measures with respect to the disputed tax liability. It was further contended that the appeal is being filed before the learned Appellate Tribunal Inland Revenue. It was submitted that it is an established proposition that till matter is decided by one independent forum, no coercive measures are to be taken by the respondent department.

3. Notice to the respondents No.2 to 6 for 16.03.2022.

C.M No.01 of 2022

Notice. Meanwhile, no coercive measures shall be adopted for the recovery of the disputed tax liability.

CM. No.02 of 2022

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

**(AAMER FAROOQ)
JUDGE**

Niqab