

Form No: HCJD/C-121.

ORDER SHEET
ISLAMABAD HIGH COURT, ISLAMABAD.
JUDICIAL DEPARTMENT

Writ Petition No.770 of 2021

National Transmission and Despatch Company Limited
Vs
Federal Board of Revenue through its Chairman, etc.

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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	25.02.2021.	Mr. Munawar Us Salam, Advocate for the petitioner.
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The petitioner is aggrieved of letter dated 01.02.2021 by Central Power Purchasing Agency (Guarantee) Limited, whereby the referred company has withheld 8 percent of the payment which was to be made to the petitioner under the pretext of withholding tax @ 8 percent.

2. Learned counsel for the petitioner, *inter-alia*, contended that the impugned action of respondent No.2 is in violation of SRO 586 (I)/91 dated 30.06.1991. It was contended that under the said notification, the supply of power and gas is exempted from withholding tax.

3. Notice to respondents. Respondent No.1 shall file report and parawise comments/reply, so as to reach this Court before the next date of hearing.

4. Re-list on 21.04.2021.

CM No.01 of 2021

Notice. Meanwhile, status quo shall be maintained and respondent No.2 shall not make payment to respondent No.1 in respect of the amount withheld by it.

CM No.02 of 2021

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

**(AAMER FAROOQ)
JUDGE**

Niqab M