

IN THE HONBLE LAHORE HIGH COURT, LAHORE.

Writ Petition No. 15628 /2015

Qaisar Abbas s/o Ashfaq Hussain r/o Maoza Qazi Ghalib/Nanaka
Geedar, Tehsil Kamalia District, Toba Tek Singh.

— Petitioner.

Versus

1. The Member (Taxes), Board of Revenue, Punjab Lahore.
2. The Commissioner, Faisalabad Division, Faisalabad.
3. The District Collector, Toba Tek Singh.
4. The Assistant Commissioner/Collector, Sub-Division Pir Mahal.

— Respondents.

**PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF
THE ISLAMIC REPUBLIC OF PAKISTAN, 1973 FOR
ISSUANCE OF AN APPROPRIATE WRIT / DIRECTION
AGAINST / TO THE RESPONDENTS DECLARING THAT THE
IMPUGNED ACTION OF THE RESPONDENTS IS WITHOUT
LAWFUL AUTHORITY AND VIOLATIVE OF DUE PROCESS
OF LAW.**

Respectfully submitted:-

1. That the above said addresses of the parties are correct and sufficient for the effective service of summons/notices.
2. That the Petitioner is a farmer derives agricultural income to be assessed under the Punjab Agricultural Income Tax Act,

ATTESTED
28
Copy Signed by
Judge High Court Lahore

IN THE LAHORE HIGH COURT, LAHORE.

C.M. NO. 01-15 IN WP NO. 15628-15

PRESENT BY JUSTICE. Mrs. Ayesha A. Malik

Private Use
2285
Examiner
Copy Supply Section
Lahore High Court, Lahore

PETITION UNDER SECTION 151 CPC.

PRAY PARTY NAMES ATTACHED.

ORDER P.T.O.

[Handwritten signature]

138142

Petition No.....
Case No.....
Date of Presentation of Application 25-5-15
Copy Fee.....
Urgent Fee.....
Registration.....
Court Fee.....

28-5-15

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ORDER SHEET
IN THE LAHORE HIGH COURT, LAHORE
JUDICIAL DEPARTMENT

W.P No.15628/2015

Qaisar Abbas Versus The Member (Taxes), Board of
Revenue, Punjab, Lahore etc.

S.No. of order/ Proceeding	Date of order/ Proceeding	Order with signature of Judge and that of parties or counsel, where necessary.
1)	25.5.2015	Rai Muhammad Yaseen, Advocate for the Petitioner.

States that the Punjab Finance Act, 2013 was issued on 29.6.2013. States that the amendment in Section 3B of the Punjab Agricultural Income Tax Act, 1997 ("Act") was brought pursuant to thereof, therefore the notice issued by Respondent No.1 to Respondent No.2 on 15.1.2015 for demand of taxes as per assessment in the year 2012-2013 pursuant to the amendment in the Act is contrary to the provisions of the law.

2. Issue notice to the Respondents for 17.6.2015 to file report and parawise comments on or before the said date of hearing.

C.M No.1/2015.

3. Notice for the said date. In the meanwhile, the operation of the impugned notice dated 15.5.2015 is suspended until the next date of hearing. However it is clarified that interim relief shall not continue if the same is not expressly extended at the next date of hearing.

C.M No.2/2015.

4. Dispensation sought for is allowed subject to all just and legal exceptions. C.M stands disposed of.

Examined Under Article 87 of
Qanun-e-Shahadat Order 1988
Examiner Copy Supply Section

TRUE COPY

In Case No. 15628/15

Examiner: JIS
Lahore High Court, Lahore

(AYESHA A. MALIK)
JUDGE

L.R. Karim

25/5/15

22

5. That if the operation of the impugned Notice of demand and recovery is not suspended the petitioner shall suffer an irreparable loss and injury.

Prayer: -

It is, therefore, respectfully prayed that during the pendency of the main writ petition, operation of the impugned Notice dated 30.03.2015 may kindly be suspended in the interest of justice.

[Handwritten Signature]
Petitioner

Through

[Handwritten Signature]
(RAI MUHAMMAD YASEEN)
Advocate High Court
147 – District Courts,
Faisalabad.
(C.C. No. PFB 45355)

ATTESTED
[Handwritten Signature]
Examiner
Copy Supply Section
Lahore High Court, Lahore

5. That if the operation of the impugned Notice of demand and recovery is not suspended the petitioner shall suffer an irreparable loss and injury.

Prayer: -

It is, therefore, respectfully prayed that during the pendency of the main writ petition, operation of the impugned Notice dated 15.05.2015 may kindly be suspended in the interest of justice.



محمد عباس

Petitioner

Through

Muhammad Yaseen

(RAI MUHAMMAD YASEEN)

Advocate High Court

147 – District Courts,

Faisalabad.

(C.C. No. PFB 45355)

TESTED
28/5/15
Copy of the petition
is filed in the
District Court, Faisalabad

IN THE HON'BLE LAHORE HIGH COURT, LAHORE.

Writ Petition No. 15621 /2015

Khursheed Bi Bi d/o Haq Nawaz r/o Tukra 57/4 Tehsil Kamalia,
District, Toba Tek Singh.

— Petitioner.

Versus

1. The Member (Taxes), Board of Revenue, Punjab Lahore.
2. The Commissioner, Faisalabad Division, Faisalabad.
3. The District Collector, Toba Tek Singh.
4. The Assistant Commissioner/Collector, Sub-Division Kamalia.

— Respondents.

**PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF
THE ISLAMIC REPUBLIC OF PAKISTAN, 1973 FOR
ISSUANCE OF AN APPROPRIATE WRIT / DIRECTION
AGAINST / TO THE RESPONDENTS DECLARING THAT THE
IMPUGNED ACTION OF THE RESPONDENTS IS WITHOUT
LAWFUL AUTHORITY AND VIOLATIVE OF DUE PROCESS
OF LAW.**

Respectfully submitted:-

1. That the above said addresses of the parties are correct and sufficient for the effective service of summons/notices.

ATTESTED
Examiner
Copy Supply Section
Lahore High Court, Lahore

IN THE LAHORE HIGH COURT, LAHORE.

C.M. NO. 1-15 IN WP NO. 15621-15

PRESENT ~~MR~~ JUSTICE. MRS. AYESHA A. MALIK

For Private Use
[Signature]
Examiner
Copy Section
Lahore High Court, Lahore

PETITION UNDER SECTION 151 CPC.

PRAY PARTY NAMES ATTACHED.

ORDER P.T.O.

[Signature]
27/5/15

PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF PAKISTAN FOR WRIT OF HABEAS CORPUS FOR THE RELEASE OF ABDUL KHALIQ AGAINST THE ORDER OF THE DISTRICT JUDGE, LAHORE.

[Handwritten]
28-5-15

Petition No.	138143
Case No.	
Date of Presentation of Application	25-5-15
Copy Fee	
Urgent Fee	
Registration Fee	
Court Fee in Application	
Total	
Name of Counsel	
Date of Receipt of Application	
Date of Completion of Copy	

Form No: HCJD/C-121

ORDER SHEET

**IN THE LAHORE HIGH COURT, LAHORE
JUDICIAL DEPARTMENT**

W.P No.15621/2015

Khursheed Bibi **Versus** The Member (Taxes), Board of Revenue, Punjab, Lahore etc.

S.No. of order/ Proceeding	Date of order/ Proceeding	Order with signature of Judge and that of parties or counsel, where necessary.
(1)	25.5.2015	Rai Muhammad Yaseen, Advocate for the Petitioner.

States that the Punjab Finance Act, 2013 was issued on 29.6.2013. States that the amendment in Section 3B of the Punjab Agricultural Income Tax Act, 1997 ("Act") was brought pursuant to thereof, therefore the notice issued by Respondent No.1 to Respondent No.2 on 15.1.2015 for demand of taxes as per assessment in the year 2012-2013 pursuant to the amendment in the Act is contrary to the provisions of the law.

2. Issue notice to the Respondents for 17.6.2015 to file report and parawise comments on or before the said date of hearing.

C.M No.1/2015.

3. Notice for the said date. In the meanwhile, the operation of the impugned notice dated 30.3.2015 is suspended until the next date of hearing. However it is clarified that interim relief shall not continue if the same is not expressly extended at the next date of hearing.

C.M No.2/2015.

4. Dispensation sought for is allowed subject to all just and legal exceptions. C.M stands disposed of.

Examined Copy
Authorized Under Article 174
of the Constitution of Pakistan

TRUE COPY

(AYESHA A. MALIK)
JUDGE