

**THE FEDERAL TAX OMBUDSMAN
ISLAMABAD**

COMPLAINT NO.16348/KHI/IT/2026

Dated: 09.09.2026 * R.O. Karachi

Mr. Muhammad Rizwan, CNIC 4200004072793

10th Floor, Rimpa Plaza,
M.A. Jinnah Road,
Karachi.

...Complainant

Versus

The Secretary,
Revenue Division,
Islamabad.

...Respondent

Dealing Officer	: Mr. Badruddin Ahmad Quraishi Advisor
Appraisal Officer	: Mr. Muhammad Tanvir Akhtar, Advisor
Authorized Representatives	: Nemo
Departmental Representatives	: Mr. Mustafa Ahmed, DCIR, CTO Karachi
Date of hearings	: 24.09.2026, 01.10.2026 & 06.10.2026

FINDINGS

The above-mentioned complaint has been filed in terms of Section 10(1) of the Federal Tax Ombudsman Ordinance, 2000 (FTO Ordinance) against the Department for allegedly recovery notice issued u/s 138 of the Income Tax Ordinance 2001 against outstanding tax liability of Rs. 213,727,003 for tax year 2019 despite pending appellate proceedings before learned ATIR Karachi.

2. Briefly, the DCIR, Unit 03, Zone-V, CTO-1 Karachi issued a recovery notice issued u/s 138 of the Income Tax Ordinance 2001 against outstanding tax liability of Rs. 213,727,003 for tax year 2019 on 09.09.2026. The AR of the complainant submitted an application on 09.09.2026 to the concerned DCIR requesting him to withdraw the notice as the impugned order has been challenged before learned ATIR Karachi. On the same day, the complainant also approached this forum without waiting to the response of the Deptt.



3. The complaint was referred to the Secretary, Revenue Division, for comments, in terms of Section 10(4) of the FTO Ordinance read with Section 9(1) of the Federal Ombudsmen Institutional Reforms Act, 2013. In response thereto, of the CIR, Zone-V, CTO-1 Karachi has submitted comments on 06.10.2026 stating that where a taxpayer seeks suspension of recovery during pendency of an appeal, the existence and operative effect of any order must be established from the competent appellate forum.

4. Both parties heard and record perused.

5. It has been observed that the Department issued a recovery notice u/s 138 of the Income Tax Ordinance 2001 against outstanding tax liability of Rs. 213,727,003 for tax year 2019 when there is no valid stay order from any appellate forum. Therefore, there is no maladministration in terms of section 2(3) of the FTO Ordinance. Accordingly, the complaint is closed and the case is consigned to record.

Dated:

14 OCT 2026
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(M. Zafar ul Haq Hijazi)
Federal Tax Ombudsman

