

**THE FEDERAL TAX OMBUDSMAN
ISLAMABAD**

**C.NOS. 17223, 17179, 17152, 17137, 17350, 17351 &
17180/SKT/IT/2026**

Dated: 28.09.2026 & others - HQ* Islamabad

Mr. Abu Bakar Sadeeq
Govt. FMF Graduate College
Gujranwala
(C.No.17223/SKT/IT/2026)

...Complainant

V e r s u s

The Secretary,
Revenue Division,
Islamabad.

...Respondent

Dealing Officer : Mr. Shaukat Mahmood, Advisor
Authorized Representative : Complainant (online)

Departmental Representative : Mr. Hassan Sultan, ACIR, RTO, Gujranwala (online)

Date of hearing : 15.10.2026

FINDINGS/RECOMMENDATIONS

This complaint has been filed under Section 10(1) of the Federal Tax Ombudsman Ordinance, 2000 regarding the delay in processing and issuing income tax refund amounting to Rs. 86,611/- for Tax Year 2025 by Regional Tax Office (RTO), Gujranwala, Federal Board of Revenue (FBR).

2. Main facts of the case are that the Complainant e-filed an online refund application under Section 170 of the Income Tax Ordinance, 2001 on 24.07.2026 for Tax Year 2025, claiming a refund amounting to Rs. 86,611/- arising on account of excess tax deductions/rebate eligibility for full-time teachers. Despite the lapse of the statutory time period mandating disposal within the prescribed timeframe of sixty days, the Department failed to dispose of the refund application under Section 170(4) of the Ordinance within time. Hence, filing the instant complaint.

3. The complaint was sent for comments to the Secretary, Revenue Division, Islamabad in terms of Section 10(4) of the FTO Ordinance read with Section 9(1) of Federal Ombudsmen Institutional Reforms Act, 2013.

In response thereto, the Additional Commissioner-IR (HQs), RTO Gujranwala forwarded parawise comments of the Commissioner-IR (Refund Zone) vide letter dated 07.10.2026, wherein it was contended that:-

"the taxpayer e-filed the refund application on 24.07.2026 which is placed at FIFO serial No. 5202, and that the application shall be processed in due course. It was further maintained that no audit, rectification or revision proceedings are pending for the tax year, though certain discrepancies exist regarding service receipts of Rs. 493,530/- under Section 153(1)(b) not properly included in total income, resulting in a recomputed refundable amount of Rs. 11,528/- instead of the claimed Rs. 86,611/-, and that notice under Section 170(4) has been issued for 22.10.2026."

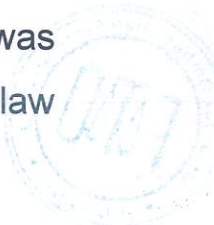
4. Case was fixed for hearing on 15.10.2026. The Complainant and the Departmental Representative attended the hearing and reiterated their respective positions.

5. During hearing, it was contended that the refund application for Tax Year 2025 was duly filed along with supporting evidence and returns, but no refund order had been issued by the Department till date. On the other hand, the Department contended that verification and re-examination of the refund claim was under process. Nevertheless, the Department was required to dispose of the refund application within sixty days under the law but failed to do so.

FINDINGS:

6. In the light of Para-5 supra, this delay is **manifestation of Departmental neglect, inattention and ineptitude in discharge of its duties and the same is tantamount to maladministration in terms of Section 2(3)(ii) of the FTO Ordinance, 2000.**

7. The issues involved in complaints as detailed in Annexure-A are identical, i.e. deductions of income tax u/s 236K/C and other sections of



ITO Ordinance, 2001 alleging delay in processing of refund applications beyond statutory time period of 60 days, as discussed in this complaint. All these cases/complaints also fall within the jurisdiction of CIR-Refund Zone, RTO, Gujranwala. In the complaints by Teachers / Associate Professors / Professors / Researchers regarding excess deduction of income tax u/s 149 of the ITO 2001 during the months of May and June 2025 on account of recovery of rebate allowed to the teachers in the past, the refund claims be processed under the law.

RECOMMENDATIONS:

8. FBR to direct:

- (i) the Commissioner-IR (Refund Zone) RTO, Gujranwala to process the refund claim of the complainant for Tax Year 2025, after providing adequate opportunity of being heard under the law; and
- (ii) report compliance within 30 days.

9. In view of above, findings/recommendations supra shall, *mutatis mutandis*, apply to all the complaints as given in **Annexure-A**.

10. Annexure A (page-3) forms the integral part of this order.

Dated: 21 OCT 2026

(M. Zafar ul Haq Hijazi)
Federal Tax Ombudsman

Annexure-A

Sr#	Complaint No	Complainant Name
1.	17179/SKT/IT/2026	FATIMA BIBI
2.	17152/SKT/IT/2026	SHABIR HUSSAIN
3.	17137/SKT/IT/2026	Syed Ijaz Hussain Shah
4.	17350/SKT/IT/2026	MUHAMMAD NASRULLAH
5.	17351/SKT/IT/2026	NAZIM ABBAS
6.	17180/SKT/IT/2026	Muhammad Ijaz