

11th Floor, Ocean Tower, G-3, Block-9, Main Clifton Road P. O. Box 13841, Karachi-75600 Tel: (21) 3587 4677-86, Fax (21) 3587 0397 Website: http://www.hubpower.com

Daily Times Friday, July 3, 2015

# FBR to refund Rs 1.9bn to Hubco on apex court order

**KARACHI:** Federal Board of Revenue (FBR) will refund Rs 1.9 billion to Hub Power Company (Hubco) after verdict of Supreme Court of Pakistan. The supreme judiciary has set aside tax demand created by FBR against Hubco on issuance of shares to sponsors. In 1998, FBR made assessment Company did not withhold tax at time of issuance of shares to sponsors against project development costs incurred by them. Appeals filed by Company before commissioner of Income Tax and thereafter with the Income Tax Appellate Tribunal were decided against Company. Against decision of Tribunal, Company filed appeals before Islamabad High Court, which were also decided against it in March 2012. The Company filed further appeals before Supreme

Court of Pakistan. On April 17, 2014, Supreme Court, while overturning High Court decision, decided case in favour of Company. Against the decision of Supreme Court, FBR filed review petitions, which were dismissed by Supreme Court. According to a statement issued by Hub Power Company, "We welcome Supreme Court's decision which comes as a relief to us and has further fortified our confidence in the judiciary. Throughout the legal proceedings over the last seventeen years, we have maintained this transaction was not taxable and this judgment has clearly vindicated our position. Our commitment to Pakistan remains firm and we continue to align our corporate interests with the needs and strengths of the country. STAFF REPORT





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Karachi, Friday, July 3, 2015



#### OUR STAFF REPORTER KARACHI

In a landmark decision, the Supreme Court of Pakistan has set aside the tax demand created by the Federal Board of Revenue (FBR) against the Hub Power Company on the issuance of shares to the sponsors. Following the decision, the Company is entitled to a refund of Rs 1.9 billion.

In 1998, the FBR made assessments that the Company did not pay withhold tax at the time of issuance of shares to sponsors against project development costs incurred by them. Appeals filed by the Company before the Commissioner of the Income Tax and thereafter with the Income Tax Appellate Tribunal were decided against the Company. Against the decision of the Tribunal, the Company filed appeals before the Islamabad High Court, which were also decided against it in March 2012.

The Company filed further appeals before the Supreme Court of Pakistan. On April 17, 2014, the Supreme Court, while overturning the High Court decision, decided the case in favour of the Company. Against the decision of the Supreme Court, FBR filed review petitions which were dismissed by the Supreme Court.

According to a statement issued by the Hub Power Company, "We welcome the Supreme Court's decision which comes as a relief to us and has further fortified our confidence in the judiciary. Throughout the legal proceedings over the last seventeen years, we have maintained that this transaction was not taxable and this judgment has clearly vindicated our position. Our commitment to Pakistan remains firm and we continue to align our corporate interests with the needs and strengths of the country."









# Hubco to receive tax refund of Rs. 1.9b

### **AMANULLAH KHAN**

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According to a statement issued by the Hub Power Company, "We welcome the Supreme Court's decision which comes as a relief to us and has further fortified our confidence in the judiciary. Throughout the legal proceedings over the last seventeen years, we have maintained that this transaction was not taxable and this judgment has clearly vindicated our position. Our commitment to Pakistan remains firm and we continue to align our corporate interests with the needs and strengths of the country." The Company is fueled with the vision to continue to be energy leader in Pakistan and is exploring economical, sustainable and reliable ways of producing energy.





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·2015 JUR3 شنر اور پر انکم نیکس ایپلٹ ٹریونل میں 1315 الف کامری ربورٹر) سریم کورٹ ۔ 5723 مر وكرويا كما- بعدازال حب باور - باور چې کے ا-20-1 ب ثر يول كے فصلے كے خلاف اسلام آباد ى ئۇلى نەكرنے 101715 المليس دائر كى جس في ار 2012 مى ہونے جب بادر کے حق میں فیصلہ دے دیا فیصلد سنادیا۔ اسلام آباد ہائی کورٹ کے کے بعد ایف کی آر 271250 -2-1 6-1-150 200 خلاف حب باور میٹی نے سریم کورٹ میں ورکولیس ریفنڈ کی مدیس وصول کئے گئے 1.9 بجن میں معززعدالت نے 17ا بریل ارب روبے واپس کرے کی ،تفصیلات کے مطابق العصل دائر لواسلام آباد بانی کورٹ کے قصلے کو کا العدم قرارد 2014 19brd محنف آرور 998 il 12 مین کے ق میں فیصلہ دے دیا۔ سریم کورٹ مصوبوں برآئے والی لا -کے خلاف ایف بی آرنے نظر ثانی کی الپلیں ز دکومص کے اجراء کے وقت کیس کٹونی دائركيس جن كومستر دكرد بالكيا-نے ایف بی آر کے قصلے کے خلاف 157-15







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ی لاکوئیں ہوتا اور سریم کورٹ کے اس قصلہ

پوزیشن کو درست ثابت کردیا ہے۔ ماکستان کے

مفادات کو ملک کے استحکام اور ضرور مات کے ساتھ ہم

بوط رے کی اور ہم اینے کاریوریٹ

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الحد مارى دا

آبتک رہیں گے۔

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