

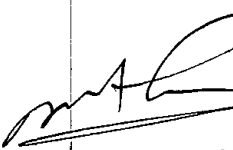
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FORM "A"

FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI  
Case Title: \_\_\_\_\_ Vs \_\_\_\_\_

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order-12	17.03.2025	<p>Parties alongwith counsel present.</p> <p>Vide this order the Court intends to dispose of instant application for grant of temporary injunction filed by plaintiffs, hereinafter referred as the petitioners.</p> <p>Arguments heard and record perused.</p> <p>Perusal of the record reveal that plaintiffs/petitioners state that suit property is their ancestral property situated at Terai, Utman Khel, Orakzai, as their ownership in possession and hence neither the defendants/respondents have got any concern with the same nor they are entitled to raising construction over the ancestral property of plaintiffs/petitioners to change the nature of the suit property.</p> <p>Contrary to this defendant/respondents by denying the stance of plaintiffs/petitioners, claim that the suit property was previously exchanged with one Delawar Khan, Sakhi Badshah and Khan Bahadur vide agreement deed dated 24.08.2024 in presence of Jirga members. They further stated that the suit property is their ownership in possession on the basis of deed dated 24.08.2024, being previously exchanged with above named persons. Lastly requested for dismissal of the application.</p> <p>In light of above discussion, this Court of the view that both the parties to the suit claim their ownership over the suit property. However, the plaintiffs in support of their stance had not annexed any documentary proof regarding their ownership over the suit property rather had made oral assertions while contrary to this defendants claim their ownership over the suit property on the basis of a deed</p>

  
MUHAMMAD JUNAID ALAM  
Civil Judge / JM-II  
Orakzai at Kalaya.

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## FORM "A"

## FORM OF ORDER SHEET


IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI  
Case Title: VsContinued  
Order-12

17.03.2025

dated 24.08.2024 while defendants <sup>ate</sup> also in actual possession of the suit property. Hence, in absence of pro and contra evidence, the stance of defendants is stronger and supported by documentary proof as compared to that of plaintiffs. Thus no prima facie arguable case exist in favor of the plaintiffs at this stage and stance of plaintiffs is subject to proof after recording of pro and contra evidence.

In light of what has been discussed above as no prima facie case exist in favor of plaintiffs at this stage, hence, instant application in hand for grant of temporary injunction is hereby dismissed. No order as to costs. Instant file be consigned to District Record Room, Orakzai after its proper completion and compilation.

Announced  
17.03.2025

  
Muhammad Junaid Alam,  
Civil Judge-II,  
Tehsil Courts Kalaya, Orakzai