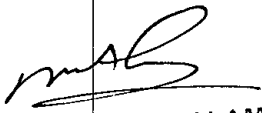


FORM "A"
FORM OF ORDER SHEET

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-13	28.04.2025	<p>Parties present.</p> <p>Vide this order the court intend to dispose of the 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 petitioners/plaintiffs through instant suit has stated that the suit property consists of about 40-45 Marlas situated at <i>Musa Khan Garey</i> is their ancestral property. They further stated that plaintiffs family partitioned the suit property amongst them vide agreement deed dated 08.05.2021 in the presence of witnesses. Furthermore, they stated that the predecessor of the plaintiffs erected eight walnut trees and one berry tree over the suit property. Contrary to this respondent no. 01 stated in his written statement that he alongwith his brother namely Meer Badshah are owners in possession of the suit property. He further stated that the agreement deed dated 08.05.2021 is fake and forged. Moreover, he stated that respondent no. 01 spent a lot of money and erected trees over the suit property. On the other respondent no. 02 stated in his written statement that petitioners and respondent no. 01 has no concern with the suit property rather respondent no. 02 is owner in possession of the suit property since the time of his predecessor.</p> <p>In light above discussion, this court is of the view that the respective stance of all the parties to the instant suit is subject to proof after recording of pro and contra evidence and furthermore, in absence of revenue record in District Orakzai it is not possible for this court to ascertain at this</p>


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

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stage that whether suit property has been partitioned amongst all the sharers and who is the real owner of suit property. This court also deem it proper to preserve the suit property from further alienation and interference in the possession during pendency of the instant suit, so as to avoid future complications and multiplicity of litigation.

In given circumstances, the application in hand is hereby allowed and temporary injunction for the statutory period of six months or till disposal of instant suit, whichever is earlier, is hereby granted in favour of plaintiffs. All the parties to the suit are restrained from further alienation, cultivation, cutting trees erected over the suit property and any kind of interference in the suit property through any mode of transfer. No order as to costs. File be consigned to District Record Room, Orakzai after its proper completion and compilation.

Announced
28.04.2025



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