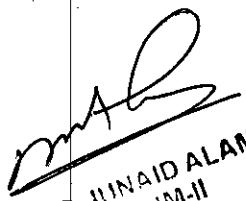


FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI

| 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 | 22.02.2025 | <p>Parties alongwith counsel present.</p> <p>Vide this order this Court intends to dispose of the instant application filed by the plaintiffs, hereinafter referred as the petitioners, for withdrawal of instant suit with permission to file a fresh one.</p> <p>Arguments heard and record perused.</p> <p>Perusal of the record would reveal that petitioners/plaintiffs through instant application state that all the reliefs are not sought which could lead to more litigation. Furthermore, they stated that both the parties are agreed upon family partition. Hence, they may kindly be allowed to withdraw the instant suit with permission to file fresh one.</p> <p>Contrary to this the respondent no. 01/defendant no. 01 vehemently opposed the instant application and had states that no formal defect exist in the instant plaint and hence instant application has been filed with the intention to prolong litigation and waste precious time of this court. He had further states that the suit property is the inherited property of respondent no. 01/defendant no. 01 and he got the same after family partition. He further states that petitioners/plaintiffs withdraw the instant suit without any valid reason or reasonable grounds.</p> <p>In given circumstances, Order XXIII, Rule 1 CPC empowers the plaintiffs to withdraw his suit at any time after the institution of the suit with permission to file a fresh one subject to formal defect and subject to satisfaction of the court.</p> <p>Keeping in view formal defect in the suit, application for withdrawal of the suit with permission to file a fresh one is</p> |


MUHAMMAD JUNAID ALAM
 Civil JM-II
 Orakzai at Kalaya

FORM "A"

FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI

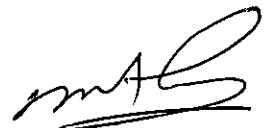
Continued
Order-12

22.02.2025

hereby accepted subject to cost of Rs. 11,000/-. Resultantly, suit in hand is dismissed as withdrawn with permission to file a-fresh one subject to all legal limitations. File be consigned to Record Room, Orakzai after proper completion and compilation.

Announced

22.02.2025



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