

**IN THE COURT OF MUHAMMAD JUNAID ALAM**  
**CIVIL JUDGE-II, TEHSIL COURTS, KALAYA, ORAKZAI**

Suit No.....47/1 of 2024

Date of Original Institution.....26.08.2024

Date of Decision.....02.07.2025

= = = = =

SHORANG KHAN SON OF NOURANG KHAN, RESIDENT  
OF QOM MISHTI, TAPA DARVI KHEL, ZAWAN  
DISTRICT ORAKZAI.

.....(PLAINTIFF)

**VERSUS**

MUHAMMAD JAMAL SON OF KHAN WAIS KHAN AND  
06 OTHERS, ALL RESIDENTS OF QOM MISHTI, TAPA  
DARVI KHEL, ZAWAN, TEHSIL CENTRAL DISTRICT  
ORAKZAI.

.....(DEFENDANTS)

=====

**SUIT FOR DECLARATION CUM-PERMANENT INJUNCTION**


=====

**SUMMARY JUDGMENT**

02.07.2025

Parties present. Court has decided the instant case  
through summary judgment on the basis of reconciliation  
held between both the parties and on the basis of  
available record.

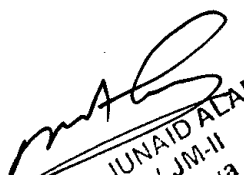
Brief facts of the case in hand are that plaintiff has  
filed the instant suit against the defendants for  
declaration cum-permanent prohibitory and mandatory  
injunction and possession to the effect that plaintiff  
belong to District Orakzai. That the plaintiff purchased a

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

field known as *Telay Patay* situated at Zawan, Mishti Orakzai, fully detailed in the headnote of the plaint from one Khee Badshah in the year 2008, in lieu of Rs. 15,00,000/- (Fifteen lacs rupees) as sale consideration in the presence of witnesses and since then he is in the possession of the same. While defendants are illegally and unlawfully interfering in a portion of suit field which consists of 10 Marla out of suit property. Defendants were asked time and again to admit the legal claim of plaintiff but in vain, hence, the present suit.

Defendant were summoned. Defendant no. 01 in person and as special attorney for rest of the defendants appeared before the Court and contested the suit by submitting written statement, wherein they raised many legal and factual objections.

On 16.06.2025, partial reconciliation held between the parties, wherein parties requested that they want to produce their elders and witnesses for the next date of hearing and also pledged that whatever their elders or witnesses says before the court would be acceptable to them and the court may decide the case accordingly. The Court accepted their request and accordingly on the next date of hearing, plaintiff produced two witnesses namely Saeed and Ahmad Siraj while defendants failed to

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


produce the elders/witnesses before the Court for further reconciliation. It is also pertinent to mention here that both Ahmad Seraj and Saeed Ullah stated at the bar before the court that suit field had been purchased by the plaintiff from Khee Badshah in the year 2008, in lieu of Rs. 15,00,000/- (fifteen lacs), hence then the plaintiff is in possession of the same.

As per record, it was revealed that parties were directed to produce their witnesses for reconciliation, on their own will and wish accordingly plaintiff produced his witnesses in support of his stance while defendants failed to produce their witnesses despite many verbal directions on the date fixed, therefore, in circumstances, the suit of the plaintiff stands succeeded.

In light of above discussion, the suit in hand is hereby summarily decreed in favor of plaintiff as prayed for. No order as to costs.

File be consigned to record room after its necessary completion and compilation.


**Announced**  
02.07.2025

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

**CERTIFICATE**

Certified that this judgment consists of **four** (04) pages,  
each has been checked, corrected where necessary and signed  
by me.

**Dated: 02.07.2025**



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