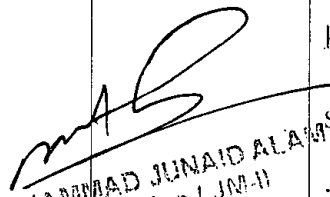


**FORM "A"**  
**FORM OF ORDER SHEET**  
IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI  
Case Title: \_\_\_\_\_ Vs \_\_\_\_\_

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-15	02.08.2025	<p>Parties 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 would reveal that petitioners stated that their elder brother namely Noor Mat Khan had purchased suit property alongwith a house from one Syed Amil Hussain in lieu of Rs. 3,90,000/- vide sale consideration dated 18.03.2006. That previously suit property was partitioned amongst three brothers and plaintiffs were entitled to 2/3 of their shares in the suit property and thus respondents have got no concern with the suit property. Respondents are unlawfully and illegally interfering in the suit property. Lastly, requested for acceptance of application. Contrary to this respondents stated that they have no concern with the sale consideration dated 18.03.2006. Respondents purchased the suit property consists of 123 Marlas from one Syed Amil Hussain Mian vide deeds dated 16.02.2023 and paid all the dues. Similarly, respondents purchased the suit house from the sons of late Noor Mat Khan namely Mujahid Ali and Jehad</p>

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

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Ali vide agreement deed dated 23.04.2023 and handed over the possession of the suit house and thus respondents are live in the same house. Petitioners/plaintiffs have no concern with the suit property. Lastly, requested for dismissal of the application.

In given circumstances, the court is of the view that a title dispute exists between the parties and in absence of pro and contra evidence it cannot be ascertained as to who amongst the parties to the suit is real owner of suit property. Furthermore, petitioners had not annexed any proof with their plaint which could suggest that plaintiffs are owners of the suit property and furthermore possession of the suit property is also with the defendants, hence no prima facie case exist in favor of plaintiffs at this stage.

In light of what has been discussed above the 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**  
**02.08.2025**



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