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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 13	07.10.2025	<p>Parties alongwith counsels 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 already heard and record perused.</p> <p>Perusal of the record and arguments of the learned counsels for the parties, would reveals that petitioners through instant suit stated that they are owners in possession of the suit property known as <i>Kandwalay Patay</i>, fully detailed in the headnote of the plaint at the time of their fore-fathers.</p> <p>Respondents have no concern with the suit property. That predecessor of the petitioners and predecessor of respondent no. 04 & 05 have exchanged the suit field known as <i>Liary Patay</i> with <i>Narri Kanray Patay</i> from decades. That the predecessor of petitioners handed over the possession of <i>Narri Kanray Patay</i> to the predecessor of respondent/defendant no. 04 & 05 and similarly the predecessor of respondent/defendant no. 04 & 05 handed over the possession of <i>Liary Patay</i> to the predecessor of petitioners/plaintiffs. At that time petitioners/plaintiffs are owners in possession of suit fields known as <i>Liary Patay</i>.</p> <p>Now respondent/defendant no. 01 to 03 initiated dispute</p>


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over the *Nari Kanray Patay* with respondent/defendant no. 04 & 05. Finally, petitioners/plaintiffs prayed for acceptance of application. Contrary respondents/defendants no.01 to 03 stated that suit property known as *Nari Kanrey Patay* is their ancestral property. Plaintiffs/respondents have no concern with the suit property and the contesting respondents/defendants are owner in possession of the same. At last contesting respondents/defendant prayed for dismissal of the application.

In given circumstances this court is of the affirm view that the respective stance alleged by both the parties to the suit is subject to proof after recording of pro and contra evidence and furthermore, in absence of revenue record in district Orakzai, at this stage it is not possible for this court to ascertain that as who amongst the parties to the suit is real owner of the suit property. However, in order to preserve the suit property from alienation or from changing its nature during the pendency of instant suit, this court deem it appropriate to restrain respondents to this effect.

In light of above discussion, instant application for grant of temporary injunction filed by plaintiffs is hereby **allowed** and temporary injunction for the statutory period of six months or till disposal of instant suit, whichever comes earlier, is hereby granted in favour of plaintiffs and

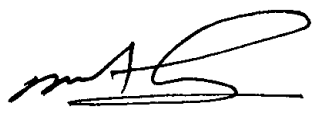

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therefore, defendants are hereby directed to restrain from alienation of suit property through any mode of transfer or to change its nature and any kind of interference in the suit property. No order as to costs. Copy of this order be placed on main suit file while file in hand be consigned to the record room after its necessary completion and compilation.

Announced
07.10.2025


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