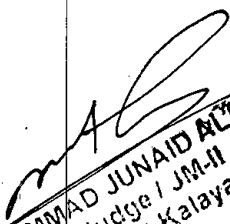


FORM "A"
FORM OF ORDER SHEET

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 05	07.10.2025	<p>Parties alongwith counsel 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>Argument learned counsels for parties heard.</p> <p>Perusal of the record would reveal that petitioners/plaintiffs is claiming that parties to the suit are legal heirs of one late Pasho Gul alias Ajdar Khan, which after his death devolved upon between parties to the suit, which has yet to be partition and thus is joint ownership of parties to the suit. Petitioners/plaintiffs were asked time and again for family/private partition, but they refused the same. Lastly, requested for acceptance of application. Contrary to this respondent/defendant no. 01 stated that predecessor of the parties had been partitioned the suit property in the year of 1986 in the presence of Habib Deen and Said Ameen. That respondent/defendant no. 01, had constructed a house with the amount of his pension. That petitioners/plaintiffs had sold their owned field known as <i>Naray Dhanda</i>. Furthermore, the field known as <i>Pasho Gul Dada</i>, which was partitioned in three shares between parties to the suit. That jirgas verdict dated 20.12.2015 & 03.12.2015 were convened between parties to the suit and the matter in issue</p>


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

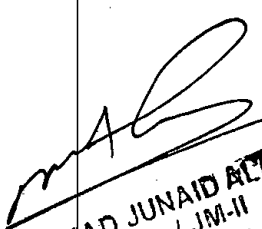
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was decided. Furthermore, construction was allowed to parties to the suit vide agreement deed dated 08.08.2018. In the last respondent/defendant prayed for the dismissal of application.

In given circumstances, this court is of the 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, perusal of the plaint by petitioners support the stance of petitioners at this stage, irrespective of the fact that same are subject to proof after recording of pro and contra evidence, hence a prima facie case exist in favour of petitioner at this stage.

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 defendants are hereby directed to not to further change the nature of suit property or to further alienate the same through any mode of transfer. Both the parties are restrained from interference in each other possession. No


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

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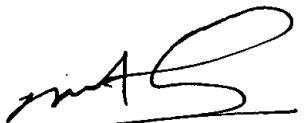
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order as to costs. Copy of this order be placed on main suit file while file in hand be consigned to the record room after its necessary completion and compilation.

Announced
07.10.2025


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