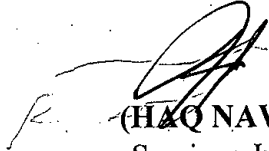

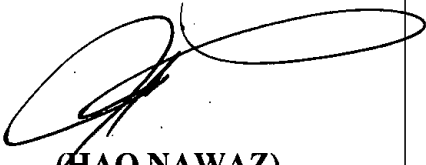


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**IN THE COURT OF DISTRICT JUDGE, ORAKZAI AT BABER MELA**

Case Title: Ibrahim Khan etc VS Khan Afzal etc

pSerial 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 No.14	15.09.2025	<p>Appellant No. 1 through his son present.</p> <p>Respondents No. 4 in person present. Counsel for the parties are not in attendance, therefore, adjourned. File be put up for arguments on 24.09.2025.</p> <p style="text-align: right;"> (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela</p>
Order No.15	24.09.2025	<p>Parties along with counsel present. Arguments heard and record perused.</p> <p>This civil appeal was preferred by the appellants against the order dated 17.03.2025 passed by the Court of learned Civil Judge-II, Tehsil Courts Kalaya, District Orakzai in Misc. Application No. 32/6 of 2024 whereby application for the grant of temporary injunction in Civil Suit No. 60/1 of 2024 was dismissed.</p> <p>The suit was brought by the plaintiffs for declaration and permanent as well as mandatory injunction to the effect that they are owners of the suit property, measuring two Kanals, situated at Terayi Utman Khel, described with four boundaries in headnote of the plaint, since their forefathers and the defendants have got no concern with the same. The plaintiffs also prayed to restrain the defendants from raising construction over the suit property.</p> <p>The suit was accompanied with an application for the grant of temporary injunction. The suit as well as the</p>

  
**Haq Nawaz**  
District & Sessions Judge  
Orakzai at Baber Mela

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		<p>application was contested by the defendants by submitting their written statement and written reply.</p> <p>The learned trial Court, after hearing arguments, dismissed the application. Hence, this appeal was preferred.</p> <p>I have heard learned counsel for the parties and perused the record.</p> <p>The suit property, as per headnote of the plaint, is situated adjacent to the house of defendants/respondents towards eastern side. The plaint is not supported by any document in the shape of jirga verdict etc. On the other hand, the defendants have annexed an exchange deed with his written statement, according to which, a piece of land adjacent to his house was exchanged by him with Dilawar Khan, Khan Bahadar and Lal Bahadar. In such circumstances, the appellants were having no prima facie arguable case in their favour. Therefore, the learned trial Court has rightly dismissed the application for the grant of temporary injunction. This appeal, being devoid of merits, is dismissed. File of this Court be consigned to record room after its necessary completion and compilation.</p> <p><b><u>Announced:</u></b> 24.09.2025</p> <p style="text-align: right;">   <b>(HAQ NAWAZ)</b>  District Judge, Orakzai  at Baber Mela </p>