


Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.03	15.10.2025	<p>Counsel for the appellants present. Imran Khan as attorney for respondents present. Mr. Shakeel Khan Ahmed Khel Advocate present and submitted Wakalatnama on behalf of respondents. Arguments heard and record perused.</p> <p>This civil revision was preferred against the order dated 01.07.2025 passed by the Court of learned Civil Judge-II, Tehsil Courts Kalaya, District Orakzai; in Civil Suit No. 29/1 of 2023 whereby the application for re-examination of the witnesses was dismissed.</p> <p>After hearing both the parties and perusal of the record, it was found that the plaintiffs' evidence was closed on 22.04.2025 when the application for re-examination of PW-3, PW-4 and production of PW Mazar Khan was moved on 13.05.2025. The re-examination of witnesses is governed under Article 133 (3) of the Qanun-e-Shahadat Order, 1984. According to which, "<i>the re-examination shall be directed to the explanation of matters referred to in cross examination</i>". But the perusal of application for re-examination of the PWs shows that it is silent about the explanation of matters in the cross examinations of PW-3 and PW-4. So far, PW Mazar Khan is concerned, his name was included in the list of witnesses of the plaintiffs, but the plaintiffs' evidence was closed on 22.04.2025 without his examination and the defendants' evidence is recorded and closed in the meanwhile. In such circumstances, allowing the plaintiffs to produce the said Mazar Khan would not be in the interest of justice.</p> <p>The revision petition is, therefore, dismissed. File of this Court be consigned to record room after its necessary completion and compilation.</p> <p><u>Announced:</u> 15.10.2025</p> <p style="text-align: right;">  (HAQ NAWAZ) District Judge, Orakzai at Baber Mela </p>