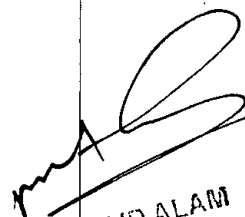


FORM "A"
FORM OF ORDER SHEET
IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

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 04	22.11.2025	<p>Parties alongwith their counsels present. Reply to the application submitted. Arguments heard and record gone through.</p> <p>The record of the case reveals that on 09.08.2025, Afroz Ali and son of Wahid Ali namely Musawir Ali categorically appeared before the Court and denied the ownership of construction material lying at the site i.e. blocks and crush.</p> <p>Subsequently, on 04.09.2025, one Tasdeeq Ali appeared before the Court and moved an application under Section 114 read with Order XLVII of the Code of Civil Procedure, 1908, seeking review/clarification of earlier proceedings to the extent of determination of ownership of the construction material in question. Notice of the application was issued to the respondents, who submitted their reply, which is placed on file. The Court has also perused the entire case record.</p> <p>It is an admitted factual position on file that the respondents had earlier denied ownership of the blocks and crush on 09.08.2025. No contrary material, document, or evidence has been brought on record by the respondents to claim the construction material. The stance of the applicant/petitioner, Tasdeeq Ali, remains consistent and unchallenged to the effect that said material belongs to him.</p>


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

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FORM "A"

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IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI

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In these circumstances, and keeping in view the principle that a review under Section 114 read with Order XLVII CPC may be exercised where the ends of justice so require, this Court finds that allowing the application will not prejudice any party, rather it will remove ambiguity concerning ownership of the construction material.

Accordingly, the application under Section 114 read with Order XLVII CPC is hereby accepted.

It is held and declared that the construction material i.e. blocks and crush belongs to the petitioner/applicant, Tasdeeq Ali. Furthermore, since the respondents have already stated before the Court on more than one occasion that they have no concern whatsoever with the said material, there remains no dispute on this point.

The petition stands disposed of in the above terms.

The petitioner is further directed to remove and take possession of his material from the site within 30 days from today, failing which the Court shall pass appropriate orders as deemed fit under the law.

File be consigned to record room after its necessary completion and compilation.

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