

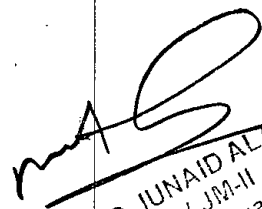
FORM "A"
FORM OF ORDER SHEET
IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

No of order or proceedings	Date of Order Proceedings	Order on the Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order 06	02.12.2025	<p>Parties alongwith their counsels present.</p> <p>Plaintiff filed W/N in favour of Mr. Khan Karim Afridi Advocate, which is placed on file.</p> <p>Today, the case was fixed for payment of cost and evidence of plaintiff. Attorney for defendants received costs of Rs. 8000/- which is imposed on plaintiff. In this regard his thumb impression is obtained on the margin of order sheet.</p> <p>Counsel for the plaintiff submitted an application seeking <i>sine die adjournment</i> of the present matter. It is stated in the application that a separate case pertaining to the division/partition of the suit property is presently sub judice before the competent Court between the parties namely Muhammad Yousaf vs Taj Wali, wherein the determination of rights, shares and partition of property is directly involved. Counsel for plaintiff contends that the decision in the said case shall have a material bearing on the issues arising in the present proceedings, and therefore,</p>

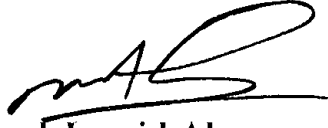
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	<p>continuation of the instant case may lead to conflicting findings.</p> <p>Counsels for both the parties were heard and perused the record. The application reveals that the rights of the parties in respect of the same property are yet to be adjudicated in a pending partition/division matter before a competent Court.</p> <p>It is a settled principle that where determination in one case is likely to affect or control the outcome of another matter, or where simultaneous proceedings may result in contradictory decisions, the Court may exercise its discretion to adjourn the matter <i>sine die</i> in order to avoid conflicting judgments and to meet the ends of justice.</p> <p>In the present case, the controversy involved in the pending litigation between Muhammad Yousaf vs Taj Wali appears to have a direct nexus with the issues arising in the instant suit. Until the rights, shares, and title in the property are conclusively determined, proceeding with the present case would serve no beneficial purpose. The application, therefore, carries weight and merits favorable consideration.</p>
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MUHAMMAD JUNAID ALAM
Civil Judge / JM-II
Orakzai at Kalaya

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		<p>Resultantly, the application filed by counsel for the plaintiff is accepted. The present case is hereby adjourned sine die, to be revived upon motion of plaintiff party after the decision of the pending partition/division case or upon establishment of any other lawful ground for restoration and by paying a cos of Rs.3000/- per Peshi to the defendants, as the plaintiff had the prior knowledge of the other partition case but he willfully kept concealed the matter for a long period just to agonizing the defendants.</p> <p>File be consigned to record room after its necessary completion and compilation.</p> <div style="text-align: right;"> <u>Muhammad Junaid Alam</u> Civil Judge-II, Tehsil Courts, Kalaya, Orakzai</div>
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