

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

Case Title: Zameer Khan etc vs Kashmir Ali

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 No.05	17.01.2026	<p>Appellant No.1 through his cousin Khyal Gul, Appellants No. 6 to 11 through attorney along with their counsel present. Abid Ali Advocate submitted Wakalatnama in favor of appellants. Respondent in person present who requested for adjournment to produce his counsel. Adjournment granted. Case file be put up for arguments on 30.01.2026.</p> <p style="text-align: right;">(HAQ NAWAZ) District Judge, Orakzai at Baber Mela</p>
Order No.06	30.01.2026	<p>Parties along with their counsels present. Arguments heard and record perused.</p> <p>This revision petition was preferred against the order dated 18.10.2025 by the Court of learned Civil Judge, Tehsil Courts Kalaya, Orakzai passed in Civil Suit No. 06/1 of 2024 whereby a Local Commission was appointed under Order XXVI Rule 9 of the CPC for determination of the following points:</p> <ol style="list-style-type: none"> <li>i. <i>Exact location of the suit property.</i></li> <li>ii. <i>Measurement of suit property.</i></li> <li>iii. <i>Current possession of the parties.</i></li> <li>iv. <i>Any structure, building or pathway etc. situated in the suit property.</i></li> <li>v. <i>Kind of the suit property i.e., agricultural, commercial and residential etc.</i></li> </ol> <p><i>Haq Nawaz District &amp; Sessions Judge Orakzai at Baber Mela</i></p>

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		<p>vi. <i>Digital mapping of the suit property.</i></p> <p>vii. <i>Satellite imaging and tapography of the suit property.</i></p> <p>During the course of arguments, both the counsels for the parties agreed that the parties have their dispute of ownership upon four mountains and none of the parties have their residences in the suit mountains. They further submitted that the points fixed by the Trial Court for determination of the local commission except point No. 3 may not guide the Court in adjudication of the case regarding ownership. The point No. 3 was also admitted to be not determinable through spot inspection as none of the parties are residing in the suit mountains. They further submitted that none of the parties have applied for local commission and the case is ripe for final hearing.</p> <p>In such circumstances, the revision petition is accepted. The impugned order is set aside with directions to the Trial Court to dispose off the case on the basis of available record. The parties shall appear before the Trial Court on 14.02.2026. File of this Court be consigned to record room after its necessary completion and compilation.</p> <p><u>Announced:</u> 30.01.2026</p> <p style="text-align: right;">(HAQ NAWAZ) District Judge, Orakzai at Baber Mela</p>