

COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

Case Title State vs DEOs Orakzai

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. 14	20.07.2026	Sr. PP for the state present. Inquiry report already received. This order shall conclude instant inquiry u/s 190(3) Cr.PC initiated against District Education Officers (Male and Female) in respect of custody of record regarding the mode of acquisition of land for Government Girls School, Biland Khel, Khattakano Kalay. The court was prompted into initiating these proceeding following the denial of custody of records of acquisition of land for a public school, and by the conflicting statements before the court by DEO Male and Female. <u>Brief Account:</u> To inquire the matter, notice was issued to SP investigation to conduct inquiry against the respondents. Inquiry was conducted by the SP Investigation who submitted his detailed report. <u>Remarks:</u> It is pertinent to reproduce the findings/observations of the Inquiry Officer as recorded by him on page 23 of the inquiry report. <u>Institutional Responsibility:</u> <i>The Education Department failed to establish an effective record management system during bifurcation. Historical records were not comprehensively inventoried,</i>

IJAZ KHAN
Senior Civil Judge
Orakzai at Baber Mela

10

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Order No. 14 Continued.	20.07.2026	<i>indexed or transferred through authenticated proceedings.</i> <u>Supervisory Responsibility:</u> <i>Successive supervisory officers failed to ensure continuity of custody of historical public records and failed to coordinate effectively after judicial directions.</i> <u>Individual Responsibility:</u> <i>Although certain officials, particularly Mr. Shakir Ullah, remained closely associated with planning & Development work and their conduct invited administrative criticism, the available evidence does not conclusively establish that any single official deliberately concealed or destroyed the disputed.</i> <u>Ruling:</u> It is lamentable to note that a responsible public department seemingly failed to preserve important records of its assets. During the transition period, no care was taken to ensure careful handling of records. Distribution of responsibilities for the period to ensure safe transition and fix responsibility for breach is nowhere to be seen. In view of the foregone, negligence although actionable does not offer sufficient prospects of positive proof to be taken to trial. With these observations, instant proceedings are concluded. Copy of this order be shared with Director Elementary and Secondary Education for administrative
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Senior Civil Judge/JM
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Order No. 14 Continued.	20.07.2026.	notice of the matter, and disciplinary action against those found responsible. File be consigned to District Record Room after completion and compilation. <u>Announced</u> 20.07.2026  <u>Ijaz Mahsood</u> Senior Civil Judge/JM, Orakzai at Baber Mela
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