

**TITLE**  
**OGDCL VS MALAK ZALIMAN SHAH ETC**  
Case No. 01/12, Dated 02.01.2025

(34)

**IN THE COURT OF ADDITIONAL DISTRICT JUDGE-I, ORAKZAI**  
**(AT BABER MELA)**

CIVIL REVISION NO. : 1/12 OF 2025  
DATE OF INSTITUTION : 20.01.2025  
DATE OF DECISION : 25.02.2025

1. MANAGING DIRECTOR OIL AND GAS DEVELOPMENT  
COMPANY OGDCL BUILDING ISLAMABAD.  
.....(APPELLANT)

-VERSUS-

1. MALAK ZALI MAN SHAH S/O GUL MAN SHAH CASTE RABIA  
KHEL SUB CASTE AYAZ KHEL.
2. IZAT KHAN S/O MAN SHAH
3. WAZIR GUL S/O NAZIR GUL CASTE RABIA KHEL SUB CASTE  
AYAZ KHEL REPRESENTATIVE OF KANDI AYAZ KHEL
4. MALAK JANAT KHAN S/O ITBAR SHAH
5. HAJI AZAM KHAN S/O MUHAMMAD ARAB GUL
6. HASHIM GUL S/O HAIDER GUL CASTE RABIA KHEL SUB  
CASTE PIO KHEL REPRESENTATIVE OF SUB CASTE PIO KHEL
7. SAIFULLAH S/O AKBAR HALEEM
8. SUBAIDAR JAMEEL S/O NAIKAM SHAH
9. MEERA JAN S/O JAFAR KHAN CASTE RABRIA KHEL SUB  
CASTE FARASH KHEL REPRESENTATIVE OF KANDI FARASH  
KHEL.
10. DILAWAR KHAN S/O DOSTA GUL
11. MUHAMMAD BADSHAH S/O MUREED SHAH
12. AYUB KHAN S/O BAT KHAN CASTE RABIA KHEL SUB CASTE  
BABI KHEL REPRESENTATIVE OF KANDI BABI KHEL.
13. ASHRAF GUL S/O MEENADAR
14. LAL KABEER S/O ISLAM
15. ZARGHON SHAH S/O GUL BADSHAH CASTE RABIA KHEL  
SUB CASTE BEHRAM KHEL REPRESENTATIVE OF KANDI  
BEHRAM KHEL.
16. HAJI SARDAR KHAN S/O AKBAR KHAN
17. UMER HAYAT S/O GUL ZADA
18. HABIB KHAN S/O MUHAMMADI JAN CASTE RABIA KHEL SUB  
CASTE AFZAL KHEL REPRESENTATIVE OF SUB CASTE  
AFZAL KHEL.
19. PIO GUL S/O BADSHAH
20. SARWAR SHAH S/O HAMEED SHAH
21. MEEN AHMAD S/O DEEN MUHAMMAD CASTE RABIA KHEL  
SUB CASTE SADA KHEL REPRESENTATIVE OF SUB CASTE  
SADA KHEL. ALL RESIDENTS OF NANGAR POOR UPPER  
ORAKZAI.

----- (PLAINTIFFS/RESPONDENTS)

22. DEPUTY COMMISSINOR DISTRICT ORAKZAI
23. ASSISTANT COMMISSINOR UPPER ORAKZAI
24. CONTRACTOR LIAQAT ALI S/O KHAN MUHAMMAD CASTE  
BAR MUHAMMAD KHEL LOWER ORAKZAI.

..... (DEFENDANTS/RESPONDENTS)

**Present:** Fazal Malik Kakakhel Advocates for appellant.  
: Mr. Khursheed Alam Advocate for respondents.

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**JUDGEMENT**

25.02.2025

Impugned herein is the order and judgment dated 26.11.2024 passed by of the learned Senior Civil Judge, District Orakzai vide which application under order VII, Rule 11 CPC of the appellant/defendant was dismissed.

- (2). Today at the very outset of arguments on the instant civil revision learned counsel for the appellant Fazal Malik Kakakhel Advocate stated at the bar that his client has deposited the compensation amount with the Deputy Commissioner (Defendant no. 2) for disbursement of the same on the actual owners of the property through proper channel and that his client has already vacated the suit property and has nothing to do with the same. He pointed out that at para 06 of his written statement the said fact is mentioned. He further pointed out that at para 12 of the written statement of Deputy Commissioner (Defendants no, 2 and 3) the fact relating to depositing of amount with them is admitted and that the present appellant has got no concern with the same and the actual owners may receive the same in accordance with law. The learned counsel for the respondents (plaintiffs) agreed with the suggestion of the learned counsel for the appellant and stated that he will withdraw his main suit in the court of learned Senior Civil judge, Orakzai and will file suit for recovery of compensation against defendant no. 2. Joint statement of the counsel for the parties recorded which is signed by both the counsels for the parties and placed on file. Learned counsel for the appellant bring into the notice that the main suit pending before the court of learned Senior Civil Judge, Orakzai is also withdrawn

  
**BAKHT ZADA**  
Addl: District & Sessions Judge,  
Orakzai at Harigu

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by the plaintiffs today, therefore, the instant civil revision is disposed of on the above terms. File of this court be consigned to record room and copy of this judgment be sent to the learned trial court for information and compliance.

**Pronounced**  
25.02.2025

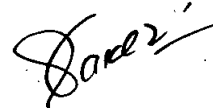


(BAKHAT ZADA)  
District Judge, Orakzai  
at Baber Mela

**CERTIFICATE**

Certified that this judgment consists of three (03) pages. Each page has been read, corrected wherever necessary and signed by me.

Dated: 25.02.2025



(BAKHAT ZADA)  
District Judge, Orakzai  
at Baber Mela