(27)

FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI

Case Title: _____ Vs _____

pSerial 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 53	15.05.2023	Attorney for the plaintiffs and defendants No. 2, 3 & 5 in person present. Today the case in hand was fixed for plaintiffs evidence but same is not available once again. Attorney for the plaintiffs sought adjournment for production of evidence. In given circumstances, perusal of previous order sheets would reveal that the case in hand was fixed for plaintiffs evidence on 06.09.2022 but even after lapse of a period of about 08 months not a single witness has been produced and examined by the plaintiffs. Perusal of the previous order sheets would further transpire that this court vide order no. 49 dated 14.03.2023 by serving notice under Order XVII Rule 3 CPC provided a very last opportunity to the plaintiffs and had directed them to produce their entire evidence on the next date of hearing and had further informed plaintiffs that in case of default the suit in hand would be dismissed. However, on the next date of hearing the evidence of plaintiffs was not present and thus this court by imposing cost of Rs. 2000/- extended notice under Order XVII Rule 3 CPC and directed plaintiffs to produce their evidence on next date. Subsequently on the next date once again the plaintiffs evidence was not present before the court and thus this court imposed cost of Rs. 2000/- for the second time on plaintiffs and furthermore also issued notice under Order XVII Rule 3 CPC for the third time. As stated earlier, today neither evidence of plaintiffs is present before the court nor plaintiffs have deposited costs of Rs. 4000 /-, outstanding against them. Keeping in view the above mentioned facts and conduct of plaintiffs, this court is of the view that plaintiffs are not interested to pursue the instant case. Hence, accordingly the suit in hand is hereby dismissed with costs of Rs. 10,000/-. File be consigned to District Record Room, Orakzai after its proper completion and compilation. **Announced**: 15.05.2023 **Syed Abbas Bukhari,** Civil Judge-II, Tehsil Courts Kalaya, Orakzai