

FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF NOOR UL HAQ, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

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-11	03.08.2026	Parties alongwith their counsels present. Vide this order the Court intend to dispose of instant application for grant of temporary injunction filed by plaintiffs, hereinafter referred as petitioner. Arguments heard and record perused. The record reveals that petitioner/plaintiff through instant suit claimed that he is the sole owner of the suit property consists of one field, fully detailed in the headnote of the plaint. That he has sold the suit property one Anwar Zahid son of Fazal Khaliq, in lieu of Rs. 800,000/- (Rupees eight lacs) in the presence of witnesses and also received Rs.100,000/- (Rupees one lac) vide sale deed dated 01.08.2025. That respondent has no concern with the suit property and he is illegally interfering in the suit property. He lastly requested that the application may be accepted and respondent may be restrained from interference. Contrary to this respondent/defendant vehemently opposed the instant application and stated that petitioner/plaintiff has no exclusive or absolute right in the manner alleged. That he has transferred the property in violation of local custom and the respondent/defendant has preferential right to purchase the same. He further stated that petitioner/plaintiff should not sell the suit property to any third party and he is

(Signature)
03/8/26
NOOR UL HAQ
Civil Judge / JM-II
Orakzai at Kalaya

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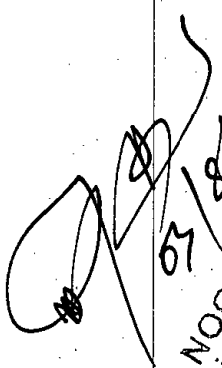
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ready to pay whatever amount is demanded, to the petitioner/plaintiff to purchase the suit property. He lastly requested that petitioner/plaintiff's application may kindly be dismissed.

Going through the record with the valuable assistance of learned counsels for the parties, this Court observed that respondent/defendant has admitted the plaintiff's ownership over the suit property. He, however, claims preferential right to purchase the property. The pleadings of the parties prima facie, reveal the stance of plaintiff to be genuine whereas the defendant's admission in respect of ownership of plaintiff, further strengthens the stance and claim of plaintiff that defendant is interfering in the suit property, thereby preventing plaintiff to exercise his right to sell the property.

The above discussion reveal that all the three ingredients i.e. prima facie case, balance of convenience and irreparable loss, tilt in favour of plaintiff. In case, defendant/respondent is not restrained from interference, plaintiff will bear irreparable loss.

Consequently, the interim order/stay previously granted by this court is hereby confirmed for the statutory period of 06 months or till disposal of instant suit, whichever comes earlier. Respondent is restrained from interference of any

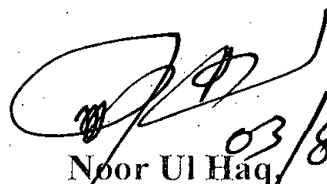

07/8/26
NOOR UL-HAQ
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kind, in the suit property. Cost shall follow the events.
Copy of this order be placed on main suit file while file in hand be consigned to the record room after its necessary completion and compilation.

Announced
03.08.2026


Noor Ul Haq,
Civil Judge-II,
Tehsil Courts Kalaya, Orakzai

03/8/26