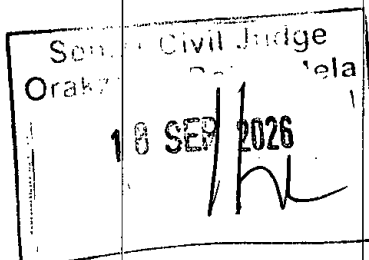


(6)

COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Case Title: Fazal Hakeem etc VS Provincial Government

Serial No of order or proceeding s	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. 06	18.09.2026	Petitioner No. 1 in person and as special for rest of the petitioners along with counsel present. Respondent No. 2 in person and as special attorney for rest of the respondents along with counsel present. This order is meant to decide an application filed by Mr. Kameen Gul and others, the petitioners/plaintiffs for grant of ad interim restraining order against Mr. Fazal Akbar and others, the respondents/defendants. Respondents have already filed their written replies. <u>Brief Account:</u> The claim as stated in the plaint reads that petitioners/plaintiffs are owners of the suit property by way of ancestral inheritance and are co-sharers along with respondent No. 1. He further submitted that the suit property was partitioned amongst the parties in the year 2018, whereafter each party has remained in possession of its respective allotted share. It is alleged that respondents/defendants deny the partition are interfering with the share of the petitioners/plaintiffs. It is further alleged that the respondents are interfering with the cultivation activities being carried out by the petitioners/plaintiffs over their respective share of the suit



COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELACase Title: **Fazal Hakeem etc VS Provincial Government**

Order No. 06 continued	18.09.2026	property. They request for ad-interim restraining order to restrain the respondents from illegal interference of the suit property. Respondents in addition to the regular objections to the legal validity of the suit have denied the factual stance of the petitioners. They deny both the allegations of interference and of the suit land being privately partitioned. They submit their willingness for an undertaking to that effect. Arguments heard and record perused. <u>Reasoning:</u> Having considered the submissions of learned counsel for the parties and the material available on record, the application is disposed in these terms that defendants shall submit an undertaking pledging that: 1. The respondents/defendants have/shall not interfere with the possession of the petitioners/plaintiffs over the suit property. 2. The respondents/defendants have/shall also not interfere with the cultivation activities/processes being carried out by the petitioners/plaintiffs over their respective share of the suit property, subject to their rights in accordance with law. Respondents/defendants shall submit the undertaking within 03 days. Needless to state that this
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Senior Civil Judge
Orakzai at Baber Mela
18 SEP 2026

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COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Case Title: Fazal Hakeem etc VS Provincial Government

Order No. 06 continued	18.09.2026	affidavit shall act as a restraining order in respect of the undertaking submitted therein. Application is disposed in these terms. A copy of this order be placed on the main file. File be consigned to the record room after its completion and compilation. <u>Announced</u> 18.09.2026  Ijaz Mahsood Senior Civil Judge, Orakzai (at Baber Mela)
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