FORM OF ORDER SHEET

IN THE COURT OF DISTRICT & SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case: Title: **Mst. Kamyab Jan etc** **VS** **Feroz Khan etc.**

Serial No of order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Superintendent Note	**31.10.2026**	Petition U/S 491 Cr.PC presented by counsel Kamran Khan Advocate to the office of Superintendent. Put up before Honorable District & Sessions Orakzai, for further orders, please. **(SUPERINTENDENT)** To District & Sessions Judge, Orakzai at Baber Mela.
Order No.01	31.10.2026	It be registered. Kamran Afridi Advocate, the counsel for the petitioners present. Preliminary arguments heard. Case file be put up for order on 02.11.2026. **(HAQ NAWAZ)** District Judge, Orakzai at Baber Mela
Order No.02	02.11.2026	None present for the petitioner. Preliminary arguments already heard. This application u/s 491 CrPC was submitted by the petitioner/mother for the recovery of her minor son Muhtaram Khan, aged about 06-years, from the custody of respondent/father through SHO concerned. During the course of preliminary arguments, the learned counsel submitted that a Family Suit is pending between the parties in a Family Court at Peshawar; however, no prayer for the custody of minor is made in the said family suit. Since, the respondent No. 1 is father

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

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of the minor; therefore, custody of the minor with him cannot be termed illegal unless an order in this respect by the Guardian Judge. In such circumstances, the petitioner is directed to approach the Court of Guardian Judge concerned for redressal of her grievance. The petition is dismissed in limine. File of this Court be consigned to record room after its necessary completion and compilation.

Announced:
02.11.2026

(HAQ NAWAZ)
District &Sessions Judge,
Orakzai at Baber Mela