

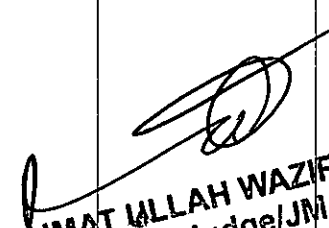
18

COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

37/01  
2022

Case Title: Syed Faisal Abbas VS Syed Shajehan etc  
etc

| 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 No 18                       | 22.03.2023                | <p>Plaintiffs through counsel present.</p> <p>Through my this single order, I intend to dispose off the instant suit ex-parte, filed by the plaintiffs against the defendants.</p> <p>Brief facts of the case are that the plaintiffs filed the instant suit for declaration-cum-perpetual &amp; mandatory injunction and recovery to the effect that the plaintiffs in whom the plaintiff No. 02 is the owner in possession of a house and a thoroughfare measuring 240 feet whereas the remaining landed property is the joint ownership of the plaintiffs on which the defendants have taken illegal possession and have demolished a room and 80 feet wall from Eastern and Western side and have constructed a road over the same while the joint land of the plaintiffs has been taken into possession from Northern and Southern side and no consideration has been paid to this effect. The defendants No. 1 to 03 had orally promised the plaintiffs before construction of the road that they would pay for the landed property but after completion of road, the defendants did not pay any amount to the plaintiffs, which is wrong, ineffective upon the rights of the plaintiffs and liable to be paid.</p> <p>That the defendants were asked time and again to pay the amount Rs. 25,00,000/- to the plaintiffs but they refused, hence, the present suit.</p> <p>The defendants were served through the process of the court but they failed to appear before the court, hence, they were placed and proceeded ex-parte.</p> |

  
**REHMAT ULLAH WAZIR**  
Senior Civil Judge/JM,  
Orakzai at Baber Mela

(19)

COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

37/01  
2022

Case Title: Syed Fazal Abbas vs Syed Shah Jehan etc

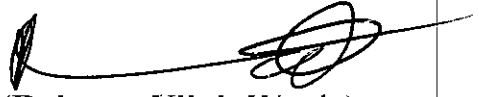
The plaintiffs produced ex-parte evidence in the shape of PW-01 to PW-03, who fully supported the claim of the plaintiffs and produced the relevant documents.

Ex-parte arguments heard and record perused.

After hearing of ex-parte arguments and perusal of the record, I am of the opinion that the plaintiffs proved their stance through cogent, oral and documentary evidence and as there is nothing in rebuttal, hence, the court is left with no other option, therefore, the suit of the plaintiffs is hereby decreed as prayed for in ex-parte with costs subject to deposit of the required court fee within 01 month of this order.

File be consigned to the record room after its necessary completion and compilation.

**Announced**  
22.03.2023

  
(Rehmat Ullah Wazir)  
Senior Civil Judge,  
Orakzai (at Baber Mela)