

Order
23/07/2019

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Petitioner and respondent present. In pursuance of Order-IX-A of CPC, schedule conference of the parties took place, wherein efforts were made to patch up the matter between the parties as a family dispute has been pending. During the proceedings, it was revealed that the present petitioner has concealed certain facts from the respondent, which is detrimental for the marriage of the parties. The present petitioner had mentioned the name of 3rd person in the column of father, who is not the real father of the petitioner. Respondent has alleged that the present petitioner is in relation with her cousin, it was due to the said factor that respondent had given divorce to the petitioner. The factum of divorce is proved through the conversation of the parties and above all, the same is not rebutted by the petitioner. Facts admitted need not to be proved. Further, if anything remains outstanding between the parties, petitioner can file a separate family suit in Civil courts.

For above, this court is of the opinion that the present application is not maintainable in its present form and hence rejected under Order IX-A of CPC.

Case file be consigned to record room.

Announced:
23/07/2019



(Muhammad Ayaz Khan)
Senior Civil Judge,
Orakzai at Baber Mela