

Or-----03

18-07-2019

Counsel for the Plaintiff Mr. Haseeb Ullah advocate present.

Counsel for the Defendant Mr. Syed Muzahir Hussain advocate present.

Learned counsel for the plaintiff submit their application for withdrawal of the suit with permission to file a fresh suit for the reason that instant case file is suffering from legal and factual defects.

Perusal of file reveals that initially case was decided by then learned APA/ADM L/Orakzai, dated:29/07/2016. Later on defendants/Appellants upon appeal to learned Commissioner FCR Kohat Division challenged the said order. Learned Commissioner

*Continued.....*

Or-----03  
Continued  
18-07-2019

FCR Kohat Division Vide Order in appeal No. 319/2016 dated: 16/03/2017 set aside the order of APA/ADM L/Orakzai, and case was remanded to Trial Court for decision afresh.

In such circumstances application of plaintiff for withdrawal seems Genuine and plausible hence, accepted. They are at liberty to file fresh suit as per Law. This case file is hereby disposed of accordingly which be consigned to record room after necessary completion and compilation.

Announced  
18/07/2019

Muhammad Imtiaz  
Civil Judge/JM-II  
Orakzai (Babar Mela)

(M. Imtiaz)

Civil Judge/Judicial Magistrate-II,  
Orakzai