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IN THE COURT OF MUHMMAD AYAZ KHAN
SENIOR CIVIL JUDGE ORAKZAI AT BABER MELA

Order
19/09/2019

Petitioners and respondent in person present.


During the course of proceedings of order IX-A CPC for schedule conference, it was revealed that the matter related to recovery suit, which cannot be decided through present petition.

Perusal of record reveals that the present petition does not disclose any cause of action as no facts are given in the said petition. If we continue with the present petition, it will serve no purpose and petitioner will get no relief. The law on the subject is very much clear, which provides that the legal defect may be corrected at any stage of the proceeding. Further, natural justice demands that equal opportunities may be given to the petitioner to correct his pleadings.

For above, in present circumstances, the instant petition is hereby disposed of and petitioner is directed to submit better plaint subject to provisions of law.

Case file be consigned to record room.

Announced
19/09/2019


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