

Or-----03
04/09/2019

خواجہ محمد خان بنام جان محمد
(5)

Mr. Ihsan Ullah Khan advocate submitted wakalat nama for one Safi Ullah on behalf of the plaintiff Khwaja Muhammad Khan (late). Seeks time for arguments on maintainability of the case in hand. Granted. File to come up for the same on 25/09/19.

Muhammad Imtiaz,
Civil Judge/JM-II
Orakzai at (Babar Mela)
(M. Imtiaz)
Civil Judge/Judicial Magistrate-II,
Orakzai

Or-----04
25/09/2019

Mr. Ihsan Ullah Khan advocate for plaintiff present.
Defendant MR. Jan Muhammad in person present.

Perusal of file reveals that Plaintiff Khwaja Muhammad Khan (late) has been passed away. I have heard the learned counsel for the plaintiff and defendant.

Perusal of file reveals that initially case was decided by then learned APA/ADM L/Orakzai, dated:13/11/2014. Which was upheld by learned Commissioner FCR Kohat Division.

Aggrieved from the order of learned Commissioner FCR Kohat Division defendant/Appellants challenges the said order before the FATA Tribunal Peshawar. Wherein order of the Lower Courts was set and case was remanded to Trial Court for decision afresh.

After the demise of plaintiff and keeping in view all of the above circumstances instant case file suffers from legal and factual defects.

In the view of above discussion in the entrust of justice, the case file in hand is disposed of accordingly with permission of this Court that Either party may approach to the competent Forum/Court as per Law.

Case file be consigned to record room after necessary completion and compilation.

Announced
25/09/2019

Muhammad Imtiaz,
Civil Judge/JM-II
Orakzai at (Babar Mela)
(M. Imtiaz)
Civil Judge-II,
Orakzai