

IN THE COURT OF M. IMTIAZ, CIVIL JUDGE-II, ORAKZAI

CASE NO.: 67/01 OF 2019

Sameer Khan

V/S

1. Zaman Khan 2. Aman Ullah Khan 3. Dilawar Khan

**Mr. Freed Ullah Shah Advocate for the Plaintiff**

Serial No. of Order or Proceeding	Date of Order or Proceeding	Order or other Proceedings with Signature of Judge or Magistrate and that of Parties or counsel where necessary.
1	2	3
O ___ 06	16-11-2019	<p>1. On the previous date Learned Counsel for the Plaintiff forwarded his valuable Ex-parte arguments and today is the date fixed for Ex-parte order.</p> <p>2. Brief facts of the instant suit are that Plaintiffs filed Suit for Recovery of money Rs.12,00,000/- as compensation of 300 tree (@ of Rs.4000/- per tree) cut down and taken away by Defendants from the land of Plaintiff without his permission; situated at Wacha Kao Talay Tehsil Upper District Orakzai.</p> <p>3. Defendants were summoned through the process of Court. Despite proper service they did not appeared and vide Order No.03 Dated: 18-10-2019 Defendants were placed and proceeded Ex-Parte.</p> <p>4. Plaintiff was directed to produce his Ex-Parte Evidence.</p> <p>5. Plaintiff himself appeared as PW-1, recorded his statement on oath. Narrated the same set of facts as in the</p>

Muhammad Imtiaz  
Civil Judge, Orakzai  
16-11-19



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Plaint and prayed for granting Decree in his favour.

6. Akbar Jan S/O Khial Muhammad appeared as PW-2. Recorded his statement on oath. Reiterated almost the same set fact as PW-1.

7. Muhammad Khaliq s/O Lal Muhammad appeared as PW-3 who recorded his statement on oath and strongly supported Plaintiff's version. He further verified Plaintiff's ownership over the trees.

8. Badsah Wazir S/O Neik Badsha appeared as PW-04, recorded his statement on oath and strongly supported Plaintiff's version. He further verified Plaintiff's Residence in the locality and ownership over the trees. Then after Plaintiffs Ex-Parte evidence closed.

9. Arguments heard and record perused.

10. As Plaintiffs have proved their case Ex-Parte and there is nothing in rebutal and Prima facie available record support his claim hence Ex-Parte decree is passed in favour of the Plaintiffs

11. Ex-Parte Decree in favour of the Plaintiff is hereby granted for Recovery of money Rs.12,00,000/- as compensation of 300 tree (@ of Rs.4000/- per tree) cut down and taken away by Defendants from the land of

  
Muhammad Khaliq  
Civil Judge  
Orakzai (Babar Mela)



(17)

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Plaintiff without his permission

12. This Ex-parte decree shall be valid only upon payment of RS.15000/- Court fees within 30 days by the Plaintiff from the date of decree..

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

**ANNOUNCED**

16-11-2019

Muhammad Imtiaz  
Civil Judge/JM-II  
Orakzai at Bahar Mata  
16-11-19

**MUHAMMAD IMTIAZ  
CIVIL JUDGE-II  
ORAKZAI**