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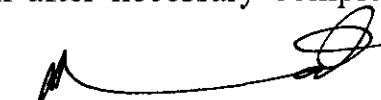
Case Title: Imran Khan VS Shah Mahnoor

Or-----04
12-03-2020

Parties present.

1. On the previous date arguments of learned Counsel for the parties argued the maintainability of the instant execution petition.
2. Through instant petition in hand, Petitioner is seeking **Execution of Order** passed by then AC Lower Orakzai **Dated: - 24-11-2016**. I have gone through the *ibid* Order Consisting of 09 Lines in total. The Last Line of the *ibid* Order is reproduced as under: -
"...From the Perusal of the Case file and Jirga members unanimously gave their verdict. According to Jirga the case has been decided in favour of Imran Khan Sheikhan first Party"
3. Arguments heard and record perused.
4. Under S.33 CPC, upon hearing the Case, Judgment Shall be pronounced and on such Judgment a **Decree shall** follow. It is the duty of the Court to draw up a decree in accordance with the judgment. Party in whose favor Decree is passed is "Decree Holder". Order XX Rule 06 CPC specify the Contents of the Decree. ***It is the decree that is to be executed.*** Decree should specify the relief granted. It should be self-contained and capable of execution. Even where decree is not drawn up, an appeal is not competent under Order XLI R.01 CPC.
5. Taking into consideration the aforesaid discussion and perusing the case file, especially, the Petition of the Petitioner, there is no Decree before the Court for execution. Hence, Petition in hand stands disposed of accordingly being not maintainable.
6. Case file be consigned to record room after necessary completion and compilation.

Announced
12.03.2020


(Rehmat Ullah Wazir)
Civil Judge-I,
Orakzai at (Baber Mela)