


IN THE COURT OF ASGHAR SHAH, DISTRICT JUDGE ORAKZAI**AT BABER MELA**

TRANSFER PETITION NO : 8/6 of 2021
 DATE OF INSTITUTION : 24.03.2021
 DATE OF DECISION : 25.03.2021
 CASE TITLE : TALEU DIN VS DC, ORAKZAI

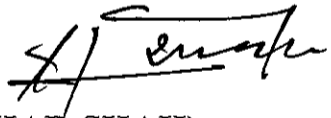
Superintendent Note:

Transfer petition presented by clerk of Noor Karim Advocate. Be put up before Hon'ble District Judge, Orakzai for further orders, please.


SUPERINTENDENT
 To District Judge, Orakzai
 at Baber Mela

Order No. 01
 24.03.2021

Transfer petition received from the office of Superintendent. Be entered. Put up for ^{Preliminary} arguments on 25.03.2021.


(ASGHAR SHAH)
 District Judge, Orakzai
 at Baber Mela

Order No. 02
 25.03.2021

Petitioner, Taleu Din alongwith Noor Karim Advocate present.

- (2). Petitioner through transfer petition in hand requested the transfer of his case pending adjudication in the court of Senior Civil Judge, Orakzai to the court of Civil Judge-I, Orakzai on two grounds. Firstly, that the suit property is situated in the Lower Orakzai whose

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cases are being entertained by the court of CJ-I. Secondly, the presiding officer of the court of Senior Civil Judge, Orakzai is on leave till 27.03.2021 whereas they are in need of status quo which is not possible on account of leave of the SCJ, Orakzai. However, as far as the first ground is concerned, the distribution of cases of Lower Orakzai to the court of CJ-I is an internal administrative matter to facilitate the transfer of cases pertaining to the Lower Orakzai which is carried out on the directions of the undersigned as the court of CJ at Lower Orakzai will be shortly functional. Whereas, if the plaintiff is in need of status quo, he could directly approach the court of CJ-I as he is performing the duties of Acting Senior Civil Judge. Therefore, both the grounds taken for the transfer of the case are not genuine. Hence, the transfer petition in hand stand dismissed in limini being meritless. No order as to costs.

- (3). File be consigned to the Session Record Room after further necessary completion and compilation.

Announced:
25.03.2021



(ASGHAR SHAH)
District Judge, Orakzai
at Baber Mela