

N/R
21/01/2021

P.O is on casual leave.
File is to come up on 04/02/2021

[Signature]
KPO.

Or.....08
04.02.2021

Both the parties along with counsel present.

The petitioner submitted the present petition U/S 133 Cr.PC on the ground that the disputed Thoroughfare is used by the petitioner along with other co-villagers since long. That on 12-09-2020, the respondent blocked the Thoroughfare for the petitioner along with other villagers. That the instant thoroughfare being public in nature be opened for traffic. Accordingly, the SHO concerned was directed to do inquiry and submit report, who accordingly submitted report on 07-10-2020, wherein it is mentioned that the disputed thoroughfare is a public thoroughfare since long and that the respondent has blocked the same for taking possession of the same and that the respondent is in the habit of blocking public thoroughfares and creating hardships for the people.

Conditional order was passed by the undersign with directions to the respondent to remove the barriers installed by him in the road or object over this order. He accordingly submitted objection petition through his counsel on 16-12-2020 but some flimsy grounds were taken. Both the counsel for the parties argued the objection petition. Keeping in view the petition, the inquiry report of SHO concerned and the statements of the witnesses recorded by the SHO, the conditional order made earlier on 07-10-2020 is hereby made absolute and the SHO concerned is directed to open the thoroughfare for public use and remove the barriers installed by the respondent in the disputed thoroughfare.

File be consigned to record room after its completion and compilation.

Announced
04-02-2021

[Signature]
Rehmat Ullah Wazir
Civil Judge/JC-I
Cotwali at (Babar, Mota)