## Court of Additional Sessions Judge, Orakzai at Baber Mela

vs

Kempa

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Title_	Ay	estra

Case

Bibi

Case Title Agestra Dos Vs reinga Zax		
Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
<u> </u>	. 2	3
Order No.1	24.07.2023	Instant Transfer Petition submitted by Mr. Zahoor ur
		Rehman Advocate for the petitioner. Hon'ble the District &
		Sessions Judge, is availing summer spell; therefore, it be
		registered. Notice of the application be issued to the
		Respondent Kimya Gul. Record of the case be requisitioned
		from the Court concerned. File be put up on 31/07/2023.
		and the second
		Sayed Fazal Wadood,
		AD&SJ, Orakzai at kaber Mela
• '		
Order No. 2	31.07.2023	Petitioner through attorney along with cousnel
		present. Record received and arguments heard;
		whereas, this is the disposal of Transfer Petition
		received as Principal Judicial Officer of the District due
		to the fact that Hon'ble the District & Sessions, Judge
		Orakzai is availaing summer spell.
		Petition is grounded that Senior Civil Judge,
		Orakzai is Guardian Judge in line with the Guardian and
		Wards Act, 1890. The pending petition in the Court of
		Learned Civil Judge-I Headquarter Orakzai is therefore
		required to be transferred to the Court of competent
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jurisdiction.

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Perusal of case file reflects that matter under adjudication is pertaining to welfare of the minor that can only be decided by the Guardian Court and only

## Court of Additional Sessions Judge, Orakzai at Baber Mela

Case Title <u>Ayshen Bibi</u> vs kenyo gul			
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:	· .	Senior Civil Judge is competent to try it.	
		Similarly, the learned the Senior Civil Judge has granted	
		guardianship certificate and the matter agitated being	
•		ancillary to the guardianship certificate is supposed to	
	7	dispose of the same.	
		For what has been discussed above, petition in	
		hand for transfer is allowed. The proceedings bearing	
		No. 23/1 dated 01-04-2023 stands withdrawn from the	
		Court of learned Civil Judge Headquarter to the Court	
		of learned Senior Civil Judge, Orakzai. Petitioner being	
		in attendance is directed to appear before the later stated	
		forum on Monday i.e 07-08-2023. Muharrir of the	
,		transferee court shall issue notice to the respondent in	
		main petition for the date fixed. Both the Courts be	
		informed accordingly. File of this Court be consigned to	
		District Record Room Orakzai after necessary	
		completion and compilation within span allowed for.	
		Sayed Fazak Waddood,	
		AD&SJ, Orakzai at Baber Mela	
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