

Q.

**Case Title: Hazrat Ullah Vs Saud**

**Or.....06**  
**29.11.2021**

Presence as before.

Through my this single order, I intend to dispose off an application for restoration of the suit titled as "Hazrat Ullah etc Vs Saud", dismissed in default by this court on 12.07.2021, filed by the petitioners against the respondent.

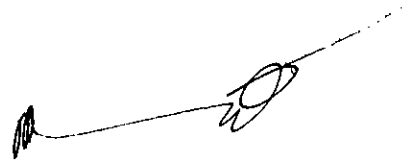
The respondent was served through the process of the court but he failed to appear before the court, hence, he was placed and proceeded ex-parte.

Ex-parte arguments heard and record perused.

After hearing of ex-parte arguments and perusal of the record I am of the opinion that the aforesaid suit was dismissed in default on 12.07.2021, while the instant petition for restoration of the same has been filed on 28.08.2021, but the petitioners have got the attested copies of the aforesaid order on 24.08.2021 and have also filed an application for condonation of delay which is well reasoned. Thus, the delay of the petitioners is hereby condoned and the application in hand is **accepted** and the suit titled as "Hazrat Ullah etc vs Saud" dismissed in default on 12.07.2021, is hereby restored.

Moharrir of the court is directed to restore the aforesaid suit in its original neem with further directions to consign the instant file after its completion and compilation while place the copy of the same on the original suit file.

**Announced**  
**29.11.2021**

  
**(Rehmat Ullah Wazir)**  
Civil Judge-I,  
Camp Court, Kalaya, Orakzai