## IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA



Case Title: Zaliman Shah etc VS 09DCL etc

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Serial No of order or	Date of Order	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
proceedings	Proceedings 2	3
1		<u> </u>
Superintendent Note	08.12.2023	Misc. petition presented by counsel, Khursheed
·		Alam Advocate, to the office of Superintendent. Be put
		up before Honorable District & Sessions Judge, Orakzai,
		for further orders, please.  (SUPERINTENDENT)  To District & Sessions Judge, Orakzai at Baber Mela.
Order No.01	08.12.2023	Registered. Notice of the application be issued to
		respondents for 13.12.2023. Record also be requisitioned.  (SYED OBAIDUL AH SHAH)  District & Sections Judge,  Orakzai at Baber Mela
Order No.02	13.12.2023	Mr. Khursheed Alam Advocate for petitioners
		present. Mr. Asif Naseem, the representative of
	•	respondents present. Record of Misc. Civil Appeal No.
		13/14 of 29.11.2023 received.
		Perusal of the record reveals that the civil appeal
		mentioned above was dismissed in default due to non-
	(	attendance of the petitioners/appellants on 07.12.2023,
	Ka	for restoration of which the instant restoration petition is
	Ma 10	filed on 08.12.2023 which is well within time. Moreover,
	shah	the law also favors deciding the lis on the basis of merits
Syed Obai District & Se Orakzai at	Babbr Mela	instead of knocking out the parties on the basis of

FIR no.	, Dated:	, u/s _	, P	S
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Contin. Order No.02		technicalities. Hence, the instant petition is accepted with
		a cost of Rs. 500/- and Misc. Civil Appeal No. 13/14 titled
		"Malak Zaliman Shah etc. VS MD OGDCL etc." is
·		restored. It be registered on its original number.
′	**************************************	Order announced. This file be consigned to record
* 		room after its necessary completion and compilation.
& SEC	SIONS	Copy of this order be placed on Misc. Civil Appeal No.  13/14 titled "Malak Zaliman Shah etc. VS MD QGDCL.
STRIC	SE * 715	etc.".
ORL	KZAI AT HIR	(SYED OBAIDUM AH SHAH)  District & Sessions Judge,  Orakzai at Baber Mela
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