

Order...19

20.12.2023

Present:

Decree Holder through attorney alongwith counsel.

Judgement debtor through attorney alongwith counsel.

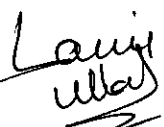
Arguments on an application for Sine-die adjournment of the instant suit collectively heard and record perused.

This order is directed to dispose of an application filed by Decree Holder for Sine-die adjournment of the instant suit on the pretext that parentage of one of the party/ shareholders is subjudice in another court and unless the same is decided, no effective decree can be passed in the instant suit.

Perusal of case file reveals that preliminary decree for partition was passed in favour of the parties and Decree Holder has filed the instant suit for final decree of partition. Parentage of one of the shareholder/ parties namely Fida Muhammad is subjudice before another court which will have affect on overall shares in the suit property. Copy of proceedings in another court is annexed with the application.

Therefore, this court is of the view that for proper administration of justice the instant application be **Allowed**. Hence, on acceptance of the instant application the case is hereby adjourned Sine-die till disposal of the case pertaining to parentage of shareholder namely Fida Muhammad. After disposal of the aforementioned suit, either party may apply for restoration of the instant suit.

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


Sami Ullah
Civil Judge-I,
Orakzai (at Baber Mela)