

Or.....18
26.02.2022

Presence as before.

Through my this single order I intend to dispose off an application U/O 7 R 10 and Section 10 CPC, for the stay of suit, filed by the defendants against the plaintiffs.

This application was strongly contested by the other party by filing replication and forwarding arguments thereto.

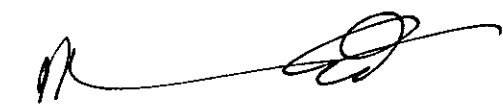
Arguments heard and record perused.

After hearing of arguments and perusal of the record I am of the opinion that there is an earlier suit titled as "Nikmat Ali etc Vs Mastan Ali etc" and the matter in issue in both the suits is directly and substantially the same and the parties in both the suit are also the same. The earlier suit is still pending adjudication in this court. Thus, in these circumstances, the application in hand is accepted and the present suit is hereby stayed u/s 10 CPC till the decision of the aforementioned earlier suit.

The instant suit can be restored on the application of anyone of the parties after the decision of the aforementioned earlier suit.

File be consigned to the Record Room after its necessary completion and compilation.

Announced:
26.02.2022



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