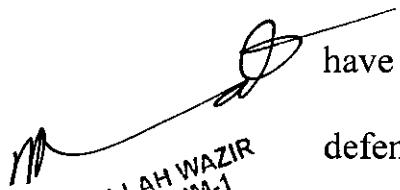


Or.....20
11.03.2022

Presence as before. Through my this single order I intend to dispose off an application for the injunction of plaint u/o 7 R 11 CPC, filed by the defendant No. 01 to 11 against the plaintiff.

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

Brief facts of the case are that the plaintiff filled an instant suit for possession, recovery and perpetual and mandatory injunction to the effect that plaintiff is the owner of the suit property through Jirga deed dated 20.11.2014. That the suit property was given to the defendants for cultivation, who paid Rs: 200,000/- for the first year to the plaintiff but since 2016 till date, no amount is paid to the plaintiff. That the defendants are now refusing to pay the outstanding amount to the plaintiff and have taken illegal possession of the suit property. That the defendants were asked time and again to pay the outstanding amount and handover the possession of the suit property to the plaintiff but they refused, hence, the present suit.


REHMAT ULLAH WAZIR
CIVIL JUDGE/JM-1
CAMP COURT
KALAYA ORAKZAI

Arguments heard and record perused.

After hearing of arguments and perusal of the record I am of the opinion that as per the record available on case file, the matter in issue between the parties has been decided by the then Assistant Political Agent vide his order/judgment dated 08.05.2017 and the same order is intact till date, therefore, the matter in issue has become a past and closed transaction. Hence,

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the application in hand is accepted and the plaint of the plaintiff
is hereby rejected U/o 7 R 11 CPC with costs.

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

Announced:
11.03.2022



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