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IN THE COURT OF DISTRICT JUDGE, ORAKZAI AT BABER MELA

Case Title: Gul Akbar etc. VS Din Shah etc.


Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No.03	05.07.2022	<p>Sadiq Akbar as attorney for petitioners present. Respondent no. 2 as attorney for rest of the respondents present. Mr. Abid Wazir Advocate also appeared on behalf of the petitioner. The parties were heard in person. Arguments of Mr. Abid Wazir Advocate also heard.</p> <p>Petitioners Sadiq Akbar etc., the plaintiffs in civil suit no. 70/1 of 05.12.2019, seek transfer of the above-mentioned case from the court of learned Civil Judge-I, Orakzai to any other competent court for the reason that the petitioners/plaintiffs have lost confidence over the court. It is evident from the record that the aforementioned civil suit is pending before the court of learned Civil Judge-I, Orakzai since 02.12.2019. The case was ripe and was fixed for final arguments for 05.04.2022 but due to the factum of court being vacant it has been repeatedly adjourned on Reader Note for 05 consecutive dates; however, on last hearing i.e., 30.06.2022 due to posting of Mr. Sami Ullah as Civil Judge-I, Orakzai, the case has been fixed for final arguments for 07.07.2022. It is astonishing to note that the instant transfer petition has also been moved on 30.06.2022. When attorney for the petitioners/plaintiffs was confronted with the aforementioned situation and asked as to what circumstances has miraculously led him to the conclusion</p>


Shaukat Ahmad Khan
District & Sessions Judge,
Orakzai at Baber Mela
05/07/22

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4

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Contin. Order No.03		<p>that the Presiding Officer would not be able to do justice, he stated that he has confidence over the court but as the case is pending since long, therefore he wants it to be disposed off expeditiously. Similarly, learned counsel for petitioners/plaintiffs also failed to point out any valid or justified ground for transfer of the case.</p> <p>Hence, in view of what is discussed above, the instant petition being without merits, dismissed. File of this court be consigned to Record Room. File of the learned trial court be returned with a copy of this order for information.</p> <p><u>Pronounced</u> 05.07.2022</p> <p> (SHAUKAT AHMAD KHAN) District & Sessions Judge, Orakzai at Baber Mela</p>

