

03

Or.....05
28.06.2022

Plaintiff through counsel present.

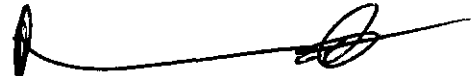
Through my this single order, I intend to decide the maintainability of the instant suit on the ground of territorial jurisdiction.

Arguments heard and record perused.

After hearing of arguments and perusal of the record, I am of the opinion that as per the plaint, the offices of the defendant No. 01 & 03 are situated at District Kohat while the office of the defendant No. 02 is situated at District Hangu. Meaning thereby that all the defendants reside/situated outside the local limits of the instant court. As per the section 20 of the Civil Procedure Code, such like suit can only be instituted in the court within the local limits of whose jurisdiction, the defendant is actually and voluntarily residing or carries on business or personally works for gain. Thus, in the light of the aforesaid findings, the suit of the plaintiff is not maintainable for want of territorial jurisdiction of this court, hence, **dismissed** with costs.

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

Announced
28.06.2022


(Rehmat Ullah Wazir)
Senior Civil Judge,
Orakzai (at Baber Mela)