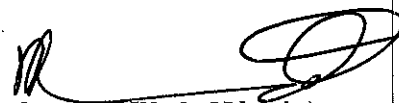
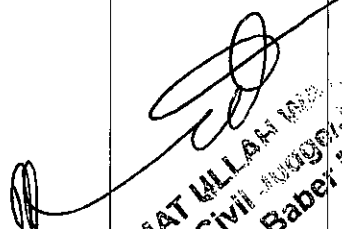


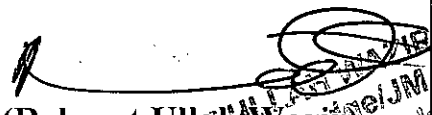
COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Case Title: Imran Khan VS Muhammad Rauf 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 01	15.11.2022	<p>Case file received on remand back from the court of learned ADJ, Orakzai for return of the plaint u/o 7-R-10 CPC on the score of lacking jurisdiction. It be registered.</p> <p>Notice of pursuance be issued to the plaintiff for next date.</p> <p>File is to come up for appearance of the plaintiff and return of the plaint u/o 7-R-10 CPC on <u>24.11.2022.</u></p> <p style="text-align: right;"> (Rehmat Ullah Wazir) Senior Civil Judge, Orakzai (at Baber Mela)</p>
Order No 02	24.11.2022	<p>Parties present.</p> <p>Perusal of case file reveals that it is an admitted fact that the land in question has been acquired by defendant No. 16 for defendant No. 17 u/s 4 of the Land Acquisition Act, 1894, vide notification Dated: 07.12.2020 by the DC/Land Acquisition Collector, Orakzai and all the codal formalities have been observed and at the end, an award u/s 11 of the Ibid Act has been issued vide notification Dated: 16.11.2021. Thus, all the legal requirements for the said acquisition have been fulfilled by the concerned authority and the acquisition is complete by all means. Further, there is complete scheme of the things provided by the Land Acquisition Act, 1894. An Objector/Aggrieved Party is legally supposed to move to</p> <p> REHMAT ULLAH WAZIR Senior Civil Judge Orakzai at Baber Mela</p>

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1	2	3
<p>Order No 02 Continued</p>	<p>24.11.2022</p>	<p>to office of the collector for continue reference of the objection to the referee court provided by the sec. 18, 30 and 52 of the Ibid Act. But in the present case, the plaintiff has never bothered to act upon the mechanism provided by the Ibid Act rather he has directly approached this court but the court of the undersigned is lacking jurisdiction in the present issue. Guidance in this respect is derived from YLR 2009, Peshawar, Page 1402, YLR 2010, Karachi, Page 247 and MLD 2005, Lahore, Page 168.</p> <p>Thus, in view of the aforesaid findings and directions of the learned Appellate Court, the plaint is hereby returned U/O 7-R-10 CPC with directions to institute the same in the relevant forum if he desires so.</p> <p>Muharrir of the court is directed to return the plaint in original to the plaintiff while consign the copy of the same to the record room after fulfilling of all the codal formalities.</p> <p><u>Announced</u> 24.11.2022</p> <div style="text-align: right;">  (Rehmat Ullah Wazir) Senior Civil Judge, Orakzai Orakzai at Baber Mela </div>