

Or.....02
19.12.2022

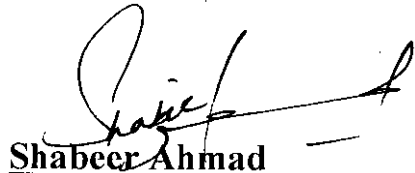
Petitioner in person alongwith counsel present.
Record of suit No. 153/1 received from the Record Room,
Orakzai.

Arguments heard and record perused.

This is an application for restoration of suit No. 153/1 which was dismissed in default on 28.11.2022 while the instant petition for restoration of the same has been filed on 05.12.2022, which is well within time. In plethora of judgments it is held that cases should be decided on merits rather on technicalities. Furthermore the record show the attendance of defendants in the main suit is yet to be procured, therefore, for the above reasons, application is allowed. No order as to costs.

Moharrir of the court is directed to restore the aforesaid suit in its original neem with further directions to consign the instant file after its completion and compilation while place the copy of the same on the original suit file.

Announced
19.12.2022



Shabeer Ahmad
Civil Judge-II,

Tehsil Courts, Kalaya, Orakzai