

Sajawal Khan Vs Shah Wazir and others

Order...05

12.12.2022

Present:

Petitioner in person alongwith counsel.

Respondent No.03 in person.

Through this single order, this court intend to dispose off an application for restoration of the suit titled as "Sajawal Khan Vs Shah Wazir and others", dismissed in default by this court on 19.10.2022, filed by the petitioner against the respondents.

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


Arguments heard and record perused.

After hearing of arguments and perusal of the record I am of the opinion that the aforesaid suit was dismissed in default on 19.10.2022 while the instant petition for restoration of the same has been filed on 16.11.2022, meaning thereby that the same is well within time as per the law. Thus, in the present circumstances, the application in hand is accepted and the suit titled as "Sajawal Khan Vs Shah Wazir and others" dismissed in default on 19.10.2022 is hereby restored. 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

12.12.2022


Sami Ullah
Civil Judge-I,
Orakzai (at Baber Mela)