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Order No.01
22.10.2022


Petitioner namely Saleem Adel along with Mr. Abid Arshad Qureshi Advocate present. Separate wakalatnama on behalf of petitioners in favour of Mr. Abid Arshad Qureshi Advocate filed.

Record shows that on 13.08.2022, review petition in hand was filed for review of the court order dated 16.07.2022. The review petition was inadvertently placed on file of civil suit No. 72/1 titled Rahmat Khan etc vs Hizar Hayat etc. Review petition was required to be separately entered, therefore, removed from the above cited case file and it be separately entered. Moharrir is directed to do the needful.

Respondents namely Hizar Hayat, Shehzad Khan and Abu Bakar along with Mr. Abid Ali Advocate and Sana Ullah Khan Advocate present. Wakalatnama on behalf of respondents named above in favour of Mr. Abid Ali Advocate and Sana Ullah Khan Advocate filed. Reply submitted. Arguments also heard.

Petitioners have contended that vide order dated 16.07.2022, names of defendant No. 10 to No. 12 were deleted from the panel of defendants. That defendant No. 10 to 12 (Tehsildar Lower Orakzai, Assistant Commissioner Lower Orakzai and Deputy Commissioner Lower Orakzai) are necessary party to the suit, therefore, order dated 16.07.2022 be reviewed accordingly.

Record shows that the above cited suit was instituted on 16.07.2022 and on the same day, counsel for plaintiffs filed application for deletion of names of defendant No. 10 to 12 alleging that plaintiffs have no claim against defendant No. 10 to 12, resultantly, on the acceptance of application, names of


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ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

(B)

defendant No. 10 to 12 were deleted from the panel of defendants vide order dated 16.07.2022.

Scope of review is very limited and an order can only be reviewed when there is discovery of some new or important evidence. Object of review is to enable the court to correct its own mistake or error in an order. Names of defendant No. 10 to 12 were deleted vide order dated 16.07.2022 on the acceptance of application filed by counsel for petitioners/plaintiffs. Petitioners failed to point out any mistake or error in order dated: 16.07.2022. Therefore, application for review is hereby dismissed. No order as to cost.

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

ANNOUNCED:
22.10.2022



Zahir Khan
Civil Judge-I, Kalaya, Orakzai