

6

FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/C.J-II, KALAYA ORAKZAI

Case Title: _____ Vs _____

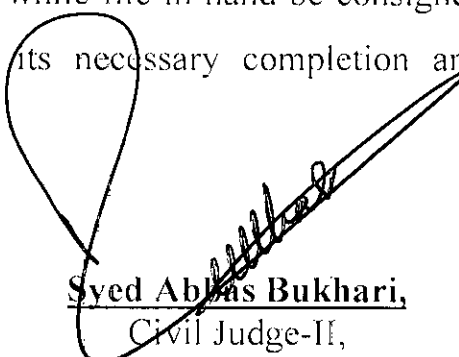
Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order 09	20.02.2024	<p>Parties present.</p> <p>Vide this order I intend to dispose of instant application for grant of temporary injunction filed by plaintiffs, hereinafter referred as the petitioners.</p> <p>Arguments already heard and record perused.</p> <p>Now on perusal of the record and valuable assistances of both the learned counsels for the parties, this court is of the humble view that petitioners through instant suit allege that suit property is joint ancestral ownership of parties to the suit and hence same may kindly be partitioned amongst parties to the suit as per their due legal share. Contrary to this the respondents allege that suit property is their sole ownership and they had further sold the same to one Hashmat Ali vide sale deed dated: 10.02.2022. They further allege that the ancestral property of parties to the suit for previously partitioned 40/45 years ago. In given circumstances this court is of the view that there is no revenue record in district Orakzai and thus in absence of revenue record it is not possible for this court to ascertain as to who is the real owner of the suit property and further who amongst the parties has got a prima facie case in his favour rather same would be proved after recording of pro and contra evidence at later stage. However in order to preserve the suit property during pendency of instant suit and further to avoid multiplicity and complexity of litigation at later stage, this court deed it appropriate to grant temporary injunction in favour of petitioners to the extent of further alienation.</p> <p>In light of above discussion, instant application for grant of temporary injunction filed by plaintiffs is hereby allowed</p>

20.02.2024
SYED ABBAS BUKHARI
Civil Judge/JM-II
Tehsil Courts Kalaya

7

FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

<p>Continued 0-09</p>	<p>20-02-2024</p>	<p>and temporary injunction for the statutory period of 06 months or till disposal of the instant suit, whichever is earlier, is hereby granted in favor of plaintiffs only to the extent of further alienation and defendants are hereby directed not to further alienate suit property through any mode of transfer. No order as to costs. Copy of this order be placed on main suit file while file in hand be consigned to the record room after its necessary completion and compilation.</p> <p>Announced 20.02.2024</p> <p> Syed Abbas Bukhari, Civil Judge-II, Tehsil Court Kalaya, Orakzai</p>
---------------------------	-------------------	--