

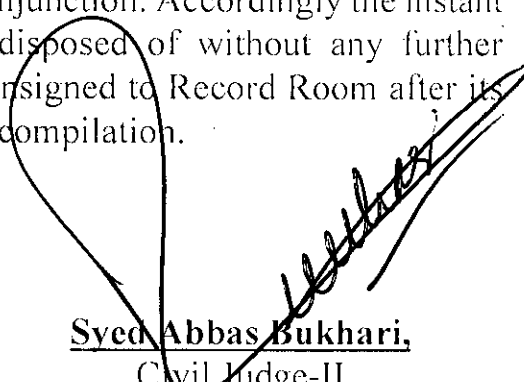
FORM "A"

7

FORM OF ORDER SHEET

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

Case Title: _____ Vs _____

| 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 10 | 21.02.2024 | <p>Presence as before.</p> <p>Today case in hand was fixed for submission of W/N and replication by respondents. However, today judgment dated 04.01.2024 of learned appellate court has been received in suit no. 60/1 of 2023.</p> <p>Brief facts are that previously this court in suit no. 60/1 of 2023 titled as "Afroz Ali etc Vs Waheed Ali etc" had granted temporary injunction in favor of plaintiffs for statutory period of 06 months or till disposal of suit, whichever comes earlier, vide order dated 26.10.2023. Feeling aggrieved of said order the defendants in suit no. 60/1 of 2023 preferred civil appeal no.11/14 of 2023 before learned appellate court and learned appellate court vide judgment dated 04.01.2024 without setting aside order dated 26.10.2023 of this court, disposed of said appeal with the direction to trial court to club all the suit pending adjudication before this court and thereafter frame a preliminary issue and after recording pro and contra evidence render judgment.</p> <p>In given circumstances, this court is of the view that main contention between the parties to the instant suit as well as three other suits is verdict of Jirga dated 20.04.2020 and in this respect in light of judgment dated 04.01.2024 of learned appellate court, this court has clubbed all the suits with suit no. 60/1 of 2023 and further had also framed preliminary issue. Thus in my humble view there is no need to further proceed with the instant application for grant of temporary injunction. Accordingly the instant application is hereby disposed of without any further proceedings. File be consigned to Record Room after its proper completion and compilation.</p> <p>Announced: 21.02.2024</p> <p style="text-align: right;"> Syed Abbas Bukhari, Civil Judge-II Tehsil Courts, Kalaya, Orakzai</p> |