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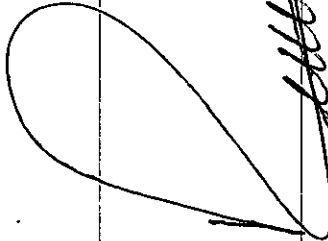
FORM "A"

FORM OF ORDER SHEET

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

Case Title: Ayub Khan c Vs Rasool Khan etc

| 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 |
| 08-08 | 1-4-2024 | <p>Parties through attorneys alongwith counsels present. Reply submitted which is placed on file. Copy given to plaintiff. case file adjourned. To come up for arguments on 22⁰⁴/₂₀₂₄.</p> <p style="text-align: right;">  SYED ABBAS BUKHARI Civil Judge/JM-II Tehsil Courts Kalaya </p> |
| Order 09 | 22.04.2024 | <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 ownership of parties to the suit. They further allege that respondents have previously time to time sold some portion of suit property and had not paid the share of petitioners in the sale consideration received by them. Furthermore, the respondents also intent to sell the remaining portion of suit property. Contrary to this respondents allege that the property was sold with the consent of all co-sharers and furthermore all the co-sharers have received their due share in sale consideration. In given circumstances this court is of the humble view that sale of property is admitted by both the parties to the suit. However the main dispute between the parties is payment or non-payment, as the case may be, of sale consideration. Petitioners</p> |

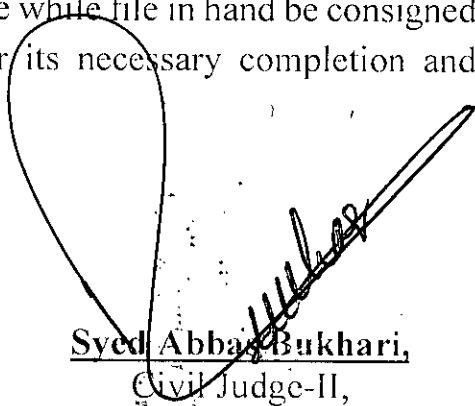

 22-04-2024
SYED ABBAS BUKHARI
 Civil Judge/JM-II
 Tehsil Courts Kalaya

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COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI

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| Continued Order 09 | 22.04.2024 | <p>allege that they have not received their share in sale consideration while on the other hand respondents allege that all the co-sharers have received their due share in sale consideration. Hence at this stage it is not possible for this court to determine and ascertain that who amongst the parties to the suit is deposing truth before this court rather same would be decided and determined after recording of pro and contra evidence. As for as question regarding further sale of remaining portion of suit property is concerned, a prima facie case exist in favor of petitioners. In light of above discussion, instant application for grant of temporary injunction filed by plaintiffs is hereby allowed and temporary injunction for statutory period of 06 months or till disposal of instant suit, whichever is earlier, is hereby granted in favor of plaintiffs 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><u>Announced</u> 22.04.2024</p> <p style="text-align: right;">  <u>Syed Abbas Bukhari,</u> Civil Judge-II, Tehsil Court Kalaya, Orakzai </p> |