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COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Case title: _____

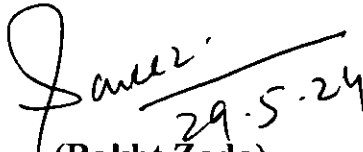
Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No. 17	29.05.2024	<p>Parties along with their respective counsel present. Counsel for the petitioner submitted an application for adjournment Sine-die of the instant application U/S 12 (2) CPC. It is categorically mentioned that the consent decree in favour of the present respondent in civil suit No. 59/1 of 2021 has already been set aside by the court of learned ADJ-II, Orakzai by accepting application U/S 12 (2) CPC vide his order and judgement dated 02.04.2024 against which the respondent/DH has preferred appeal before the Hon'ble Peshawar High Court, Peshawar, while the second decree in case No. 72/1 was passed against Gul Payo Khan in favour of one Muhammad Noor Khan in respect of the property decreed in favour of Gul Payo Khan in civil suit No. 59/1. As decree in suit No. 59/1 is no more in field after acceptance of application U/S 12 (2) CPC by the learned ADJ-II, Orakzai vide his order and judgement dated 02.04.2024, therefore, decree in civil suit No. 72/1 has automatically become infructuous and un-executable.</p> <p>Counsel for the petitioner has requested that the instant application U/S 12 (2) CPC filed by him for setting aside judgement and decree in civil suit No. 72/1. He requested that his application U/S 12 (2) CPC for setting aside</p>

me
29.5.24
BAKHT ZADA
Senior Civil Judge/JM
Orakzai at Baber Mela

C/1

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<p>Order No. 17 Continu...</p>	<p>29.05.2024</p>	<p>judgement and decree in civil suit No. 72/1 may be adjourned Sine-die till the decision of the writ petition titled Gul Payo Khan etc vs Muhammad Roshan etc by the Hon'ble Peshawar High Court, Peshawar. Counsel for the respondent stated at the bar that he has got no objection if the instant application U/S 12 (2) CPC is adjourned Sine-die. To this effect he wrote no objection on the application for the counsel for the petitioner. I, therefore, accept the application. The instant petition U/S 12 (2) CPC is hereby adjourned Sine-die. The petitioner will be at liberty to restore the same in accordance with law after decision of the above mentioned writ petition by the Peshawar High Court, Peshawar, if he wish so.</p> <p>Case file be consigned to the record room after its necessary completion and compilation.</p> <p><u>Announced:</u> 29.05.2024</p> <p style="text-align: right;"> (Bakht Zada) Senior Civil Judge, Orakzai at Baber Mela</p>
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