IN THE PESHAWAR HIGH COURT , BENCH MINGORA / DAR-UL-QAZA, SWAT

WRIT PETITION NO. 828-M **OF 20** 20

Raza Khan & others vs Govt of KPK & other

This petition had been presented by M.r Zegar Sher & Sabir Shah **Advocate**

On behalf of the petitioner /petitioners.

The petition is in proper form, copies of all the relevant documents have been attached.

Three (01 **) spare copies of writ petition have also been attached.**

Petition be entered in the revelent register and placed before Hon'able court (D.B) for further orders on 20, August 2020 **the date fixed.**

READER

Dated: 20-8-2020

COUNTERSIGNED

Additional Registrar,
peshawar High court, Bench
Mingora/Dar-ul-Qaza, swat.

Dated: 20-8-2020

IN THE PESHAWAR HIGH COURT, MINGORA BENCH/ DAR-UL-QAZA, SWAT

OJBECTION SLIP

Raza Khan & others. **VERSUS** Govt of K.P.K & others.

1. This Petition has been presented by Zeqar Khan Advocate
2. Signature of counsel/ petitioner requires on page No 6
3. Enactment under which the petition was file is not mentioned correct.
4. Approved file cover is not used.
5. Affidavit is not duly attested/ appended.
6. Checklist has not been filed/ duly filled in/ signed.
7. Petition/ annexures are not properly paged according to index.
8. Certified copies of annexures/ page# 10 to 14 have not been filed.
9. Copies of annexures/ page# 32, 33, 34 are not legible.
10. Certificate be furnished that whether any petition on the subject matter has earlier been filed in this court.
11. There should be separate application for each prayer.
12. Copy of application not delivered to A.G.
13. The Appeal, revision, application is time barred.
14. Value for the purposed of court fee and jurisdiction has not been mentioned in the relevant column of the opening sheet.
15. Opening sheet has not been filled in properly. DB/DB
16. The P/A of the counsel engaged is not attested/ signed by all petitioners/ appellant.
17. Chamber address and phone number of counsel has not been mentioned on index/ wakalatnama.
18. Memo of parties/ name & Address not filed.
19. Petitioner's/ Attorney of Petitioner's CNIC#/ present address/ permanent address/ phone#/ cell#/ Fax #/ email address has not been mentioned in memo of address of the parties. (in complete Distt & Tehsil to be mentioned)
20. No. of referred case in not given/ correct.
21. Petition received by post is not entertain-able except through Jail.
22. Petition contained overwriting is not entertain-able. Fair petition be filed.
23. Appeal/ revision is not competent.
24. List of books have not been mentioned at the end of the petition.
25. Case does not relate to _____
26. Petition should be drafted by a person competent to do so.
27. _____ spare copy be filed.
28. In what jail the petitioner is confined.
29. Revision/ appeal may be filed on the prescribed form.
30. Copies of annexure _____ are not translated.
31. Court fee stamps are not been affixed.
32. Power of attorney is not attested by the jail authority.
33. Certified copies of impugned orders/ decree sheet/ pleadings/ evidence/ ground of revision/ appeal before District Judge have not been filed.
34. District Judge or any other judicial officer cannot be made as respondent on top of the petition.
35. Index has not been filed/ signed/ duly completed/ or it carries overwriting.
36. The petition has not been flagged/ marked with annexures marks.
37. Power of attorney for petitioner/ Petitioners has not been filed.
38. Every miscellaneous application should be followed by an affidavit.
39. Petition alongwith annexures be scanned.
40. First the petition be paged properly/ according to index then will be consider for further scrutiny.
41. Legal notice to the opposite party alongwith receipt be attached.
42. Certificate regarding sending notice and necessary documents to the complainant be attached.
43. No officer below the rank of a section officer or an officer in BPS-17 shall be nominated as departmental representative.

Reader

Returned with the objections at Sr. Nos. 2, 8, 9, 15, 16, 19, 41 for removal to

be re-submitted on or before 31-8-2020

ADDITIONAL REGISTRAR
PHC, Mingora Bench.

CHECK LIST

		Yes	No
1.	Case Title: Reza Khan VS Govt. etc	✓	
2.	Case is duly signed.	✓	
3.	The law under which the Petition preferred has been mentioned.	✓	
4.	Approved file cover is used.	✓	
5.	Affidavit is duly attested and appended.	✓	
6.	Case and Annexures are properly paged & number according to Index.	✓	
7.	Copies of Annexures are legible and attested. (If not, then better copies duly attested have been annexed).	✓	
8.	Certified copies of all the requisite documents have been filed.	✓	
9.	Certificate specifying that no case on similar grounds was earlier submitted in this court, filed.	✓	
10.	Case with in time.	✓	
11.	The value for the purpose of Court fee and jurisdiction has been mentioned in the relevant column.	✓	
12.	Court fee in shape of Stamp Paper is affixed, (For Writ Rs.500/- For other required).	✓	
13.	Power of Attorney is in proper form.	✓	
14.	Memo of addresses filed.	✓	
15.	List of Books mentioned in the Petition.	✓	
16.	The requisite number of spare copies attached. (Writ Petition-3, Nos. Civil Appeal (SB-1, SB-2) Civil Revision (SB-1, SD-2).	✓	
17.	Case (Revision/Appeal/Petition etc.) is filed on the prescribed form.	✓	
18.	Power of Attorney is attached by Jail Attorney (for Jail Prisoners only).		✓

It is certified that formalities/documentations required in column 2 to 18 above, have been fulfilled.

Name: Zegar Shah

Signature:

Dated: 19/08/2020

FOR OFFICE USE ONLY

Case No. .....

Case Received. .....

Complete in all respect: Yes/No (If No the ground)

.....

.....

.....

Date In Court. .....

FILED TODAY
19 AUG 2020
Additional Registrar

Signature _____
(Reader)

Dated 19-8-2020

Countersigned: _____
(Additional Registrar)

URGENT FORM

IN THE PESHAWAR HIGH COURT MINGORA BENCH DISTRICT SWAT

.....

.....

.....

CASE TITLE

Raza Khan and Others Vs Government of KPK and Others

Will you kindly treat the accompanying C.M / Civil Revision / writ petition as urgent and in accordance with the provision of Rules 9 Chapter 3-A, Rules orders of the High Court, Lahore Volume V.

The grounds of Urgency are as under:

That, as the respondents on the strength of impugned letter are interfering in the Agricultural Land of petitioner and are intending to dispossess the petitioners from their land and if the captioned writ petition is not fixed for early hearing the petitioners will likely suffer irreparable loss, and the purpose of the Writ Petition will be go in vain. Therefore humbly prayed that, the captioned writ petition may kindly be fixed for early hearing.

Counsel for Petitioners

ZEGAR SHER
Advocate High Court

Dated: _____

FILED TODAY
19 AUG 2020
Additional Registrar

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH / DARUL QAZA SWAT

W.P No. 828-M / 2020

Raza Khan etc VS Govt. etc

INDEX

S #	Description of documents	Annexure	Pages
	Opening Sheet		A
	Writ petition along with interim relief and list of books	.....	1-6
	Certificate	.....	6A
	Affidavit	.....	7
	Memo Of Addresses	.....	8-9
	Copies of revenue record	A	10-14
	Pictures of the proposed Land for Acquisition	B	15-24
	Impugned Notification dated 15-05-2020	C	25-27
	Copy of Objection	D	28-
	Letter of Director Sports and Culture for Acquisition	E	29
	Copies of Government Notifications	F	30-34
	Court Fee		35-37
	Notice for information		38
	Wakalat Nama, Power of attorney		39-46

Re-Filed Today
20 AUG 2020
Additional Registrar

FILED TODAY
19 AUG 2020
Additional Registrar

Sabir Shah
Advocate
Peshawar High Court

PETITIONERS
Through Counsels

Zegar Sher
Advocate
Peshawar High Court

A

IN THE PESHAWAR HIGH COURT, MINGORA BENCH/, SWAT.

OPENING SHEET FOR WRIT PETITION

Case Type: Writ Petition Nature of :

Category code:

Review / Contempt of Court in respect of

Writ of | Heabus Corpus | | Prohibition | | Mandamus | | Quo Warranto | | Certiorari | |

Forum which passed impugned order	Date	(I)nterlocutory / (F)inal Order
Land Acquisition Collector	15th May, 2020	Final
		Final

Case Pertains to

☐ SB

☑ DB

Petitioner Name	*Raza Khan and Others*
Mobile No	1560-044958-9, 0314-9748485
Address	Mahak Kala Kabag Kabal Swat
CNIC No.	15602-044958-9
Email Address	n/a.

Counsel for Petitioner(s)	Sabir Shah Advocate and Zegar Sher Advocate
Mobile No.	03005746744 - 03149748485
Address	S -8, 9 Continental. Plaza Makanbagh, Mingora District Swat
CNIC No.	15601-1044804-3
Email Address	sabirshahadvocate@gmail.com

Respondents	Government of KPK & others.
Address	

ORIGINAL ORDER/ ACTION / INACTION COMPLAINED OF: Writ Petititon against the impugned letter NO1607- 1608 dated 15-05-2020 passed by Respondent No.6

PRAYER:By the acceptance of this writ petition, the impugned letter dated 15th May 2020, may kindly be declared illegal, against the public policy and laws on the subject, hence be struck down and set aside and the respondents may please be restrained from taking any action till the decision of instant Writ Petition.

Law/rules governing the original proceedings /Action / Inaction:
The Constitution of Islamic Republic of Pakistan, 1973 and all other enabling provisions of law.

Signature of petitioner or Counsel: _____ **Dated:**

FILED TODAY
19 AUG 2020
Additional Registrar

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH SWAT

W.P No. 828-M / 2020

1. Raza Khan s/o Haji Bawar Khan
2. Jalat Khan s/o Haji Bawar Khan
3. Haji AmanUllah Khan s/o Haji Bawar Khan
4. Muhammad alias Kawsher s/o Haji Bawar Khan
5. Nowsher s/o Haji Bawar Khan
6. Mian Sher s/o Haji Bawar Khan Residents of Kala Kalay Mahak Tehsil Kabal District Swat.
7. Badi-u-Zaman s/o Shah Naeem Khan R/o of Mohallah Chaalis Charbagh, Tehsil Charbagh District Swat
8. Shah Wazir Khan s/o Bakht Jamal R/o Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat
9. Rahim Khan s/o Bakht Jamal R/o Alah Abad Charbagh, Tehsil Charbagh District Swat
10. Attaullah S/o Wazir Zada Mohallah Titliyaan Charbagh, Tehsil Charbagh District Swat
11. Nazir Khan s/o Muhammad Zaman Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat.
12. Khalid Khan S/o Akbar Zaman Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat.

.....Petitioners

--VERSUS--

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Peshawar.
2. Secretary, Government of Khyber Pakhtunkhwa, Revenue & Estate Department (SMBR) at Peshawar.
3. Managing Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa.
4. Deputy Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa
5. Commissioner Malakand Division at Saidu Sharif, District Swat.
6. Deputy Commissioner, Swat at Gulkada, Saidu Sharif, Swat.

Re-Filed Today
20 AUG 2020
Additional Registrar

....Respondents

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH SWAT

W.P No. 828-M / 2020

1. Raza Khan s/o Haji Bawar Khan
2. Jalat Khan s/o Haji Bawar Khan
3. Haji AmanUllah Khan s/o Haji Bawar Khan
4. Muhammad alias Kawsher s/o Haji Bawar Khan
5. Nowsher s/o Haji Bawar Khan
6. Mian Sher s/o Haji Bawar Khan
7. Zewar Khan s/o Haji Bawar Khan Residents of Mahak Kala Kalay Tehsil Kabal District Swat.
8. Badi-u-Zaman s/o Shah Naeem Khan R/o of Mohallah Chaalis Charbagh
9. Shah Wazir Khan s/o Bakht Jamal R/o Mohallah Chaalis Palao Charbagh
10. Rahim Khan s/o Bakht Jamal R/o Alah Abad Charbagh
11. Attaullah S/o Wazir Zada Mohallah Titliyaan Charbagh
12. Nazir Khan s/o Muhammad Zaman Mohallah Chaalis Palao Charbagh
13. Khalid Khan S/o Akbar Zaman Mohallah Chaalis Palao Charbagh

.....Petitioners

--VERSUS--

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Peshawar.
2. Secretary, Government of Khyber Pakhtunkhwa, Revenue & Estate Department(SMBR) at Peshawar.
3. Managing Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa.
4. Deputy Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa
5. Commissioner Malakand Division at Saidu Sharif, District Swat.
6. Deputy Commissioner, Swat at Gulkada, Saidu Sharif, Swat.

....Respondents

FILED TODAY
19 AUG 2020
Additional Registrar

Writ Petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, against the Acquisition of Agricultural and Cultivation Land for Establishment of Small Industrial Estate at Moza Charbagh, Swat.

Respectfully Sheweth;

The petitioners submit as under;

1) That the petitioners No. 1-6 are bonafide residents of Village Mahak Kala Kalay Tehsil Kabal District Swat and the petitioners No 7-12 are bonafide residents of Tehsil Charbagh, Swat.

2) That the petitioners No 1-6 had spent a large portion of their lives in UAE, far from their homeland and loved ones as Labors and after that in transport business for the last 4 decades while the petitioners No 7-12 are local farmers and cultivators and owners of the land who had been farming and earning their livelihood from the land since their forefathers.

3) That the petitioners NO 1-6 with their hard earned money through rigorous labor and endless struggle purchased agricultural land situated at Charbagh, Tehsil Charbagh District Swat.

4) That the petitioners No 1-6 purchased agricultural land for themselves so that they could adopt the profession of agriculture and earn their livelihood at their homeland respectfully.

5) That the petitioners had spent hundreds of Millions of Rupees on the development of this land in the shape of crop producing fields, Fruits producing Orchards and irrigation channels as well. (Copy of Revenue Record is

FILED TODAY
19 AUG 2020
Additional Registrar

3

Annexure "A" and Pictures are annexure "B"). While the petitioners No 7-12 apart from developing the land otherwise had also their residential houses and houses for their tenants as well.

6) That the Office of the Director of Small Industries Development Board Peshawar directed the office of the Deputy Commissioner / Land Acquisition Collector, Swat to acquire the agricultural land of the petitioners for construction and establishment of Small Industrial Zone at Charbagh swat. (Copy of the Notification of imposing Section-4 of Land Acquisition Act is (Annexure C).

7) That, the petitioners filed and objection to the worthy Respondent No. 5 & 6 which has not yet been disposed off. (Copy of objection is Annexure D)

8) That, the impugned Notification of the Deputy Commissioner Swat for imposing Section-4, dated 15th May, 2020 is illegal, against the public policy, and laws on the subject, is liable to be struck down inter alia on the following grounds.

GROUNDS:

i. That the impugned letter dated dated 15th May, 2020 is illegal, against the public policy, laws on the subject and against the fundamental rights of the petitioners as enshrined in Constitution of Islamic Republic of Pakistan.

ii. That no doubt the Establishment of Small Industrial Zone is a need and necessity of the area, but for the same the acquisition of a land that has lush green Fruit Orchards, crops producing fields and fruits producing agricultural land would destroy not only

FILED TODAY
19 AUG 2020
Additional Registrar

the beauty of the area but also deprive hundreds of farmers and cultivators from their livelihood and also it will damage the Peace and Living standard of residents of the locality. We expect from the Government of Khyber Pakhtunkhwa to save, secure and facilitate the greenery and beauty of this land, as the present government has keen interest in facilitation and providing best opportunities to plant as many trees as possible, under the Billion Trees Tsunami Campaign.

iii. That, previously the Directorate of Sports and Culture also proposed and wished to acquire the same land for the construction of Sports Complex but backed off from their acquisition on the sole ground that the proposed property was of Agricultural Nature and had thousands of fruit giving trees present on it. (Letter of the Director Sports and Agriculture is Annexure D)

iv. That the Government of Khyber Pakhtunkhwa has a large chunk of lands available in other parts of Swat far from population with easy access and that are located at more suitable places and it would be more appropriate to establish the Industrial Zone therein so that it serves the purpose to its full. It is very pertinent to mention that the proposed land for acquisition is closely situated to the under construction University of Swat at Charbagh.

v. That being the sole source of income of the petitioners where they have invested their each single penny and now that land has formed a shape where the petitioners can reap their fruit after lifelong struggle, acquiring such land would be not only in-just but also unfair.

FILED TODAY
19 AUG 2020
Additional Registrar

5

vi. That Swat Valley being a famous tourist spot, which after coming out of the dark shadows of the insurgency and talibanisation is flursishing in tourism and attracting the whole world just because of its Greenery, Scenic Views, Enchanting Atmosphere would be destroyed and a more established revenue generating industry would crash.

vii. That, on a number of occasion the Government of Pakistan via various notifications had specifically barred all the Ministries and Departments to acquire any land that is used for Agricultural Purposes. (Copies of Notifications are Annexure E)

viii. That, Pakistan Army and district's administration Swat played a very vital role in the rehabilitation work and brought Swat Valley back to its best shape. In this context building Industrial Zone on agricultural lands would not only ruin their efforts but also deprive Swat from its natural beauty.

ix. Any other ground not specifically raised, will be argued with the prior permission of this August Court.

In view of the above, it is therefore very humbly prayed that, by the acceptance of this writ petition,the impugned notification dated 15th May 2020, may kindly be declared illegal, against the public policy and laws on the subject, hence be struck down and set aside.

Any other relief not specifically prayed but this august court deems proper may also be granted.

PETITIONERS

Through Counsels

Sabir Shah
Advocate
Peshawar High Court

FILED TODAY
19 AUG 2020
Additional Registrar

Zegar Sher
Advocate
Peshawar High Court

Interim Relief:

By way of interim relief,

i. Further proceedings on the strength of impugned Notification Dated 15th May,2020 for proceeding to impose Section 4 may kindly be suspended.

And

ii. Respondents may also be directed not to take possession and other action on the Agricultural land under impugned Notification, till the decision of the instant writ petition.

PETITIONERS

Through Counsels

Sabir Shah
Advocate
Peshawar High Court

Zegar Sher
Advocate
Peshawar High Court

List of Books:

- Constitution of Islamic Republic of Pakistan 1973.
- Land Acquisition Act, 1894.
- Case law on the subject.

PETITIONERS

Through Counsels

Sabir Shah
Advocate
Peshawar High Court

Zegar Sher
Advocate
Peshawar High Court

FILED TODAY
19 AUG 2020
Additional Registrar

6A

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH (DARUL QAZA SWAT)

W.P No. 828-M-M/2020

Raza Khan & others.....Petitioner

Versus

Govt of KPK and others.....Respondents

CERTIFICATE

It is certified that as per information of my client / petitioner, no such like other Writ Petition earlier has been filed by the petitioner on the present subject matter before this honorable Court or any other competent Court of law.

Petitioners

Through counsel

ZEGAR SHER
Advocate High Court

FILED TODAY
19 AUG 2020
Additional Registrar

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH / DARUL QAZA SWAT

W.P No. 828-M / 2020

Raza Khan and others ...Petitioners

--VERSUS--

Govt: of KP and others. ...Respondents

Affidavit

I, Nowsher **S/O Haji Bawar Khan R/O Mahak Kala Kalay Kabal, Tehsil Kabal, District Swat (In Person and as Attorney)** District Swat,do hereby solemnly affirm and declares on oath that, all the contents of this writ petition are true and correct to the best of my knowledge and belief and nothing has been kept concealed or withheld from this august court.

Deponent

Nowsher
(Petitioner No 5, In Person and Attorney for rest of the petitioners)

Identified By

Zegar Sher
Advocate
High Court

S.No 2833
Certified that the above was verified on Solemn affirmation before me on this 19 th day of Aug 2020 by Nowsher S/o Bawar R/o Swat who was identified by Zegar Sher Advocate Who is personally known to me.

ADDL: REGISTRAR
Peshawar High Court
Mingora Bench/Dar-ul-Qaza, Swat.

FILED TODAY
19 AUG 2020
Additional Registrar

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH / DARUL QAZA SWAT

W.P No. 828-M/ 2020

Raza Khan and others ...**Petitioners**

--VERSUS---

Govt: of KP and others. ...**Respondents**

Address of Petitioners:

1. Raza Khan s/o Haji Bawar Khan
2. Jalat Khan s/o Haji Bawar Khan
3. Haji AmanUllah Khan s/o Haji Bawar Khan
4. Muhammad alias Kawsher s/o Haji Bawar Khan
5. Nowsher s/o Haji Bawar Khan
6. Mian Sher s/o Haji Bawar Khan Residents of Kala Kalay Mahak Tehsil Kabal District Swat.
7. Badi-u-Zaman s/o Shah Naeem Khan R/o of Mohallah Chaalis Charbagh, Tehsil Charbagh District Swat
8. Shah Wazir Khan s/o Bakht Jamal R/o Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat
9. Rahim Khan s/o Bakht Jamal R/o Alah Abad Charbagh, Tehsil Charbagh District Swat
10. Attaullah S/o Wazir Zada Mohallah Titliyaan Charbagh, Tehsil Charbagh District Swat
11. Nazir Khan s/o Muhammad Zaman Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat.
12. Khalid Khan S/o Akbar Zaman Mohallah Chaalis Palao Charbagh, Tehsil Charbagh District Swat.

CNIC# 15602-0449958-9

CELL# 0342-7779477

Re-Filed Today
20 AUG 2020
Additional Registrar

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH / DARUL QAZA SWAT

W.P No. 828-M / 2020

Raza Khan and others ...**Petitioners**

--VERSUS—

Govt: of KP and others. ...**Respondents**

Address of Petitioners:

1.Raza Khan s/o Haji Bawar Khan

2. Jalat Khan s/o Haji Bawar Khan

3. Haji AmanUllah Khan s/o Haji Bawar Khan

4. Muhammad alias Kawsher s/o Haji Bawar Khan

5. Nowsher s/o Haji Bawar Khan

6. Mian Sher s/o Haji Bawar Khan

7. Zewar Khan s/o Haji Bawar Khan Residents of Mahak Kala Kalay Tehsil Kabal District Swat

8.Badi-u-Zaman s/o Shah Naeem Khan R/o of Mohallah Chaalis Charbagh

9.Shah Wazir Khan s/o Bakht Jamal R/o Mohallah Chaalis Palao Charbagh

10.Rahim Khan s/o Bakht Jamal R/o Alah Abad Charbagh

11.Attaullah S/o Wazir Zada Mohallah Titliyaan Charbagh

12Nazir Khan s/o Muhammad Zaman Mohallah Chaalis Palao Charbagh

13.Khalid Khan S/o Akbar Zaman Mohallah Chaalis Palao Charbagh

CNIC# 15602-0644558-9

CELL# 0342-7777477

FILED TODAY

19 AUG 2020

Additional Registrar

9

Addresses of Respondents:

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Peshawar.
2. Secretary, Government of Khyber Pakhtunkhwa, Revenue & Estate Department(SMBR) at Peshawar.
3. The Managing Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa.
4. The Deputy Director, Small Industrial Development Board, Government of Khyber Pakhtunkhwa
5. Commissioner Malakand Division at Saidu Sharif, District Swat.
6. Deputy Commissioner, Swat at Gulkada, Saidu Sharif, Swat.

Petitioners through

Zegar Sher
Advocate
High Court.

FILED TODAY
19 AUG 2020
Additional Registrar

(10) Annexure 'A'

سردا تحاب ارر بسرد سلداران ریں ہوں ج ... مبر حد سبت ... سال ...

تحصیل ... ضلع سوات

1	2	3	4	5	6	7	8	9
نمبر کھاتہ	نمبر کھتونی	نام مالک کا معہ احوال	نام کاشتکار معہ احوال	نمبر خسرہ	رقبہ معہ قسم	وسائل اپاشی	لگان	کیفیت

(11)

روداد حساب ادا بسرد تعداد ان اراضی جو کہ ... مبرحد سبت ... سال ...

تحصیل ... ضلع سوات

1 نمبر کھاتہ	2 نمبر کھتونی	3 نام مالک کا معہ احوال	4 نام کاشتکار معہ احوال	5 نمبر خسرہ	6 رقبہ معہ قسم	7 وسائل ابپاشی	8 لگان	9 کیفیت

(12)

فرد انتخاب اراضی بسرد مقداران زمین [illegible] نمبر حد سبت 2 [illegible] سال [illegible] 2013

تحصیل [illegible] ضلع سوات

1	2	3	4	5	6	7	8	9
نمبر کھاتہ	نمبر کھتونی	نام مالک کا معہ احوال	نام کاشتکار معہ احوال	نمبر خسرہ	رقبہ معہ قسم	وسائل ابپاشی	لگان	کیفیت
1474 مذکور	1829 مذکور	[illegible] مذکور	عبدالوہاب [illegible] مذکور	1261 [illegible] 1262 [illegible] 1112 [illegible] 1113 [illegible] 1114 [illegible]	3-14 باغ 0-2 [illegible] 0-1 [illegible] 0-6 [illegible] 25-15 باغ	[illegible]		
				قطعہ 11	61-9			
	1830		رحمت علی ولد [illegible] قوم سواتی ساکنہ [illegible]	1122 [illegible] 1123 [illegible] 1124 [illegible] 1125 [illegible]	6-8 باغ 0-1 [illegible] 0-1 [illegible] 12-19 باغ	[illegible]		[illegible] 25/02/2020
				قطعہ 6	20-2			
				قطعہ 15	81-11 [illegible]			

میزان حقیت [illegible]

(13)

برداشت اراضی بسرو سداران زمین ہوں تا ۔۔۔ مبر حد سبت ۲۰۲۱ سال ۲۰۲۲ء

تحصیل مینگورہ ضلع سوات

1 نمبر کھاتہ	2 نمبر کھتونی	3 نام مالک کا معہ احوال	4 نام کاشتکار معہ احوال	5 نمبر خسرہ	6 رقبہ معہ قسم	7 وسائل اپاشی	8 لگان	9 کیفیت

14

[illegible] مبرحد سبت 1362 سال [illegible]

تحصیل [illegible] ضلع سوات

1	2	3	4	5	6	7	8	9
نمبر کھاتہ	نمبر کھتونی	نام مالک کا معہ احوال	نام کاشتکار معہ احوال	نمبر خسرہ	رقبہ معہ قسم	وسائل ابپاشی	لگان	کیفیت
1474 مذکور	1829 مذکور	جلالت وغیرہ مذکور	عبدالوہاب [illegible] مذکور	1261 [illegible] 1262 [illegible] 1112 [illegible] 1113 [illegible] 1114 [illegible]	3-14 باغ 0-2 آبی 0-1 [illegible] 0-6 [illegible] 25-10 باغ	[illegible]		
				قطعہ 11	61-9			
	1830		رحمت علی ولد گلباز قوم سواتی ساکنہ [illegible]	1122 [illegible] 1123 [illegible] 1124 [illegible] 1125 [illegible]	6-8 باغ 0-1 [illegible] 0-14 [illegible] 12-19 باغ	[illegible]		
				قطعہ 6	20-2			
				قطعہ 15	81-11 [illegible]			

[illegible]

میزان حقیت [illegible]



16







(21)



(22)





Annex 'C' 25

OFFICE OF THE DEPUTY COMMISSIONER/ LAND ACQUISITION COLLECTOR, SWAT.

NOTIFICATION U/S 4 OF LAA.

No. 1607 /158/Acq/DC(S) WHEREAS, it appears to the District Collector, Swat District that land is required to be acquired by the Government at the Public expense for the public purpose namely "ESTABLISHMENT OF SMALL INDUSTRIAL ESTATE SWAT AT MOZA CHARBAGH TEHSIL CHARBAGH DISTRICT SWAT BY SMALL INDUSTRIES DEVELOPMENT BOARD KHYBER PAKHTUNKHWA" it is hereby notified that land in the locality noted below is likely to be acquired for the above purpose.

This notification is made under the Provision of Section-4 of the land Acquisition Act, 1894 to all whom it may concern. In exercise of the powers conferred by the aforesaid Section; the District Collector, Swat District is pleased to authorize the Officer for the time being engaged in the undertaking with their servants and workmen to enter upon and make survey of any land in the locality and do all other acts as required or permitted by that Section.

Any person, who has any objection to the acquisition of any land in the locality, may within 30 days of the Publication of the Notification, file objection in writing before the District Collector, Swat District.

SPECIFICATION

District	Tehsil	Locality	Khasra No.	TOTAL AREA	
				Kanal	Marla
Swat	Charbagh	Charbagh	1365	85	17
			1364	00	01
			1383	04	08
			1371	01	02
			1379	16	09
			1104	01	18
			1108	22	02
			1381	00	04
			1360	04	17
			1377	00	08
			1112	00	01
			1122	06	08
			1125	12	19
			1100	00	06
			1103	01	15
			1115	17	12
			1255	05	08
			1374	35	19
			1373	00	03
			1385	28	05
			1367	00	03
			1358	17	07

DC

26

			1106	03	16
			1109	01	14
			1382	32	18
			1361	13	13
			1370	29	05
			1113	00	06
			1123	00	01
			1096	06	14
			1101	22	09
			1110	00	07
			1119	00	15
			1362	00	11
			1363	00	13
			1098	05	10
			1368	00	02
			1380	08	10
			1080	02	00
			1107	00	01
			1261	03	14
			1358	16	10
			1376	00	01
			1262	00	02
			1114	25	15
			1124	00	14
			1197	49	15
			1102	01	11
			1111	03	11
			1246	00	07
			1375	00	10
			Total	495	07

MANAGING DIRECTOR,
SMALL INDUSTRIES
DEVELOPMENT BOARD,
PESHAWAR.

DEPUTY COMMISSIONER/
LAND ACQUISITION
COLLECTOR, SWAT.

No. 1668-92/158 /Acq/DC(S).

Dated: 15/5 /2020

Copy forwarded to the:-

1. The Commissioner, Malakand Division, Saidu Sharif, Swat.
2. The Managing Director SIDB, Khyber Pakhtunkhwa Peshawar.
3. The Deputy Director, SIDB, Small Industries Estate, Mardan with the request to collect Gazette Notification from the Printing Press Peshawar.
4. The Assistant Commissioner, Charbagh.
5. The Tehsildar, Charbagh.

DEPUTY COMMISSIONER/
LAND ACQUISITION COLLECTOR,

CTC

(27)

Office Of The
DEPUTY COMMISSIONER, SWAT.

Phone: 0946-9240336 Fax: 0946-9240329 Email: Landacq.Dcswat@Gmail.Com

No. 16450 /158/Acq/DC(S) Dated 13/07/2020.

To,

The Assistant Commissioner,
Charbagh.

Subject: ACQUISITION OF LAND FOR ESTABLISHMENT OF SMALL INDUSTRIES ESTATE SWAT.

Memorandum:

Reference this office Endst No. 1608-12/158/Acq/DC(S), dated 15/05/2020 vide which copy of Notification U/S-4 has been endorsed to you among others of the subject acquisition.

The next step towards acquisition is to work out the cost estimate of compensation on account of the notified land. Accordingly, the following information is required in the matter:-

1) Ausat Yaksala for the period i.e from 15/05/2019 to 15/05/2020 (Keeping in view kind of the land).

2) Category-wise breakup of the proposed area of 495 Kanals and 07 Marlas of the notified area.

It is requested that the Ausat Yaksala for the above mentioned period (keeping in view kind of the land) alongwith copies of mutation category-wise breakup in respect of the land under acquisition, be prepared and copies of both duly attested by the Revenue Officer concerned be submitted forthwith to this office for further necessary action, please.

Matter be given top priority.

Encl:(As Above).

DEPUTY COMMISSIONER, SWAT.

No. 16451 /158/Acq/DC(S)

Copy forwarded to the Managing Director, Small Industries Development Board Peshawar. He is requested to make publication of the Notification U/S-4 from the Government Printing Department Khyber Pakhtunkhwa Peshawar and deliver Printed copy of the same to this office by hand as the Publication of Notification U/S-4 is mandatory.

DEPUTY COMMISSIONER, SWAT.

Annexure "D" 28

To,

The honourable,
Commissioner, Malakand Division,
Saidu Sharif.

Subject:- **REQUEST FOR EXEMPTION MY LAND FROM SECTION-04**

Respected Sir,

It is submitted that I am the owner of land measuring 280 Kanals in Moza Charbagh District Swat and now I have come to know from the outsider sources that Section-04 process on my land is under active process.

Sir, I have planted 7000 peaches trees on the above land and also constructed 05 Kotas on the on the land for security of this Orchard and approximately 500 labourers are working in this Orchard and peaches are supplied throughout the country.

Sir, it is submitted as per Secretary Board of Revenue, NWFP letter No. 23995/ 24018/ Rev/ Misc/ dated 12/11/2008 wherein it has been directed to the then District Officers Revenue and Estates/Collectors in NWFP and circulated to all the Deputy Commissioners in Malakand Division vide your good-self office Memo: No. 2159-69/4/3/Rev/Vol:VII, dated 09/3/2020 that:-

> **"Acquisition of lands which are generally used for vegetable and ladder cultivation near towns is not desirable because such an action directly affects adversely the economic condition of the town. Similarly acquisition of cultivable lands for industries near towns or otherwise should be avoided and "Banjar" lands used for the purpose. For the location of Industrial Units, the Health Industries and Agriculture Departments etc; may be consulted to ensure that no hazards to public health or agriculture Economy are involved".**

In view of the above clear cut directions of the Board of Revenue, it is requested that my land in question may be exempted from Section-04, and impartial committee may be constituted for survey /verification of my land for this act of kindness, I shall be very thankful to you, please.

DC (Swat).

Yours Obediently,

(HAJI RAZA KHAN)
S/O
BAWAR KHAN
R/O MAHAK KABAL SWAT.

Please examine and discuss the issue/

Comms
Commissioner Malakand Division.
16/7/2020

CTC

Annexure "E" (A) 29

NOTIFICATION UNDER SECTION -4

No. 17915/163 /Acq/DC(S) Vol-II

Dated 29/07/2020

Whereas it appears to the Collector, Swat District that the land is likely to be acquired by the Government at the public expenses for a Public-Purpose, namely for the "Establishment of Sports Complex at Swat. It is hereby notified that the land in the locality described below is likely to be acquired for the above purpose under the ADP scheme.

1. This notification is made under the provision of Section-4 of the Land Acquisition Act, 1894 to all whom it may concern.

2. In exercise of the power conferred by the aforesaid section, the Collector Swat district is pleased to authorize the officer for the time being engaged in the undertaking with their servant and work man to enter upon and survey any land in the locality and to do all other acts required or permitted by that section.

3. Any person who has any objection to the acquisition of any land in the locality may, Within thirty days of the publication of this notification, file an objection in writing before the Collector Swat District.

District	Tehsil	Locality	Khasra Nos. & Area		Total Area K-M	Total Required Area K-M
Swat	Charbagh	Moza Charbagh	1100	0 K & 06 M	215 Kanal 09 Marla	215 Kanal 09 Marla
			1101	22 K & 09 M		
			1102	01 K & 11 M		
			1103	01 K & 15 M		
			1104	01 K & 18 M		
			1106	03 K & 16 M		
			1107	00 K & 01 M		
			1108	22 K & 02 M		
			1111	03 K & 11 M		
			1112	00 K & 01 M		
			1113	00 K & 06 M		
			1114	25 K & 15 M		
			1115	17 K & 12 M		
			1096	06 K & 14 M		
			1097	49 K & 15 M		
			1098	05 K & 10 M		
			1358	17 K & 07 M		
			1359	16 K & 10 M		
			1360	04 K & 17 M		
			1361	13 K & 13 M		

DIRECTOR GENERAL SPORTS
KHYBER PAKHTUNKHWA

DISTRICT COLLECTOR
SWAT

No. 17916-22/1163 /Acq/DC(S)

Dated 29/09/2020

Copy forwarded to the:-

1. Commissioner Malakand Division at Saidu Sharif Swat.
2. Secretary, Sports Department Khyber Pakhtunkhwa.
3. Secretary Board of Revenue Khyber Pakhtunkhwa.
4. Director General Sports Khyber Pakhtunkhwa, Peshawar.
5. Manager Govt: Printing Press, Peshawar, for its publication in the Govt: Gazette.
6. Assistant Commissioner Charbagh for information and necessary action
7. Executive Engineer C&W Division Swat.
8. Tehsildar / Revenue Officer Charbagh with the direction to serve the copy of the said notification upon the concerned land owners.
9. Regional Sports Officer Swat.

ETC

Annexure F

30

acrgmkd@gmail.com
Commissioner Malakand Division
@commissionermkd

OFFICE OF THE
COMMISSIONER MALAKAND DIVISION
SAIDU SHARIF SWAT

No. 2159-69 /4/3/Rev:/Vol:VII

Dated 09/03/2020

To

Swat

All Deputy Commissioners in Malakand Division.

Subject:
1. ACQUISITION OF AGRICULTURE LAND.
2. LEGISLATION IN RESPECT OF NON-CONVERSION OF "A" CATEGORY AGRICULTURE LAND INTO HOUSING SCHEME.

Memo:

Reference Deputy Secretary-I, Board of Revenue, Revenue & Estate Department, Khyber Pakhtunkhwa, Peshawar letter No. REV:V/4/Agri:/2013/8583-50 dated 05.03.2020 along with its enclosures, addressed to this office and your offices amongst others, the contents of which are self-explanatory on the above cited subject (copy enclosed).

2. It is requested that implementation status of the directions already communicated as mentioned in the letter under reference may be furnished direct to the quarter concerned under intimation to this office on priority basis, please.

ASSISTANT TO COMMISSIONER(R/G)
MALAKAND DIVISION

No. & Date Even.

Copy for information is forwarded to:-

1. PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
2. Chief Agriculture & Environment P&D Department, Khyber Pakhtunkhwa, Peshawar.
3. Deputy Secretary-I, Board of Revenue, Revenue & Estate Department, Khyber Pakhtunkhwa, Peshawar with reference to above.

ASSISTANT TO COMMISSIONER(R/G)
MALAKAND DIVISION

Diary No. 5299
Date 16/3/2020
DC Office Swat.

Tel# (0946) 9240459

(31)

FAX

GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE
REVENUE AND ESTATE DEPARTMENT

No. REV:V/4/Agri:/2013/8583-50
Peshawar dated the, 05 /03/2020

To:

1. All Administrative Secretaries,
   in Khyber Pakhtunkhwa

2. All Commissioners,
   In Khyber Pakhtunkhwa.

3. All Deputy Commissioners,
   In Khyber Pakhtunkhwa.

SUBJECT: 1. ACQUISITION OF AGRICULTURE LAND.
2. LEGISLATION IN RESPECT OF NON CONVERSION OF "A" CATEGORY AGRICULTURE LADN INTO HOUSING SCHEME.

I directed to refer to this department letters No. 23995-24018/ REV;V/ MISC; PESH dated 12.11.2002, and No. REV;V/4/205-484-542 dated 10.01.2011, copy enclosed with the request that implementation status of the above referred letters / directions may be communicated to this department, please.

DEPUTY SECRETARY-I

No & date even.

Copy forwarded to the:-

1. PSO to Chief Secretary, Khyber Pakhtunkhwa.
2. Chief Agriculture and Environment P&D Department Peshawar.

AREV.

ACR/G:-
09-03-2020

CTC

1 Jan. 2000 5:13PM FAX NO. :0919213989

(32)

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT
(BOARD OF REVENUE)
No. Rev:V/4/285 - 424-542
Peshawar dated the 10 /01/2011

To

1. All Administrate Secretariat in Khyber Pakhtunkhwa.
2. All the Commissioners, in Khyber Pakhtunkhwa.
3. All District Officers (R&E)/Collectors / Land Acquisition, Collectors in Khyber Pakhtunkhwa.

Subject: CONSTANT USE OF AGRICULTURE LAND FOR THE PURPOSE OF HOUSING SCHEME IN PESHAWAR VALLEY.

I am directed to invite your attention to this Department letter No:23955-24018/REV:V/Misc:Pesh: dated 12/11/2002 (copy enclosed) and to forward herewith a copy of Chief Agriculture and Environment Planning & Development Department Peshawar letter No.Chiefe/E&A/P&DD/Misc:/941-47 dated 14th December, 2010 alongwith its enclosure with the request to avoid acquisition of Agriculture land as well as follow the instructions contained in the aforesaid letters in future please.

Deputy Secretary-I

No & date even.

Copy forwarded to the for information w/r to above.

1. Chief Agriculture and Environment Planning & Development Department Peshawar
2. Principle Staff Officer Chief Secretary, Khyber Pakhtunkhwa.

Deputy Secretary-I
Board of Revenue Khyber Pakhtunkhwa

CTC

33

IMMEDIATE:

GOVERNMENT OF NWFP
REVENUE DEPARTMENT
No. 23995-24019 REV;V/MISC;PESH
Peshawar dated the 12/11/2002

To

All District Officers (Revenue & Estate)/
Collectors, in NWFP.

SUBJECT: ACQUISITION OF AGRICULTURE LAND.

I am directed to refer to the subject cited above and to forward herewith a copy of Principal Staff Officer to Chief Secretary NWFP, letter No.PSO/CS 24[illegible] /2002/ BOR/ 538 dated 25th October,2002, for strict compliance.

I am further directed to invite your attention to Para 4(vi) of the guide lines for the implementation of the Land Acquisition Act,1894 which is reproduced as under;-

"Acquisition of lands which are generally used for vegetable and fodder Cultivation near towns is not desirable because such an action directly affects adversely the economic conditions of the town. Similarly acquisition of cultivable lands for industries near towns or otherwise should be avoided and banjar lands used for the purpose. For the location of industrial units, the Health Industries and Agriculture Departments etc, may be consulted to ensure that no hazards to public health or Agriculture Economy are involved".

You are hereby directed that in future all Acquisition cases be strictly [illegible] in accordance with guidelines already issued.

SECRETARY
O/c BOARD OF REVENUE, NWFP.

Endst:NO. 24019 /REV;V/MISC;PESH: 6/11/2002

Copy forwarded to the PSO to Chief Secretary NWFP, for information with deference to above.

SECRETARY,
O/c BOARD OF REVENUE, NWFP.

(34)

PRINCIPAL STAFF OFFICER TO CHIEF SECRETARY, NWFP.

NO.PSO/CS/NWFP/2002/BOR/[illegible]
Dated Peshawar the 26th October, 2002.

The Senior Member,
Board of Revenue, NWFP.

It has been brought to the notice of the Chief Secretary that in [illegible], Mardan and other districts of the province, prime agricultural land is being acquired by the Revenue Department on behalf of various Federal and Provincial Government agencies. This must be stopped because government have already prohibited the [illegible] land for building construction. Even in the case of road construction great care should be taken to ensure that good agricultural land should not be acquired. Rules and orders of the Government already exist on the subject, which needs to be implemented [illegible] and sub divisional offices.

(GHULAM JILANI ASIF)
PSO TO CHIEF SECRETARY,NWFP.

Urgent

BOR

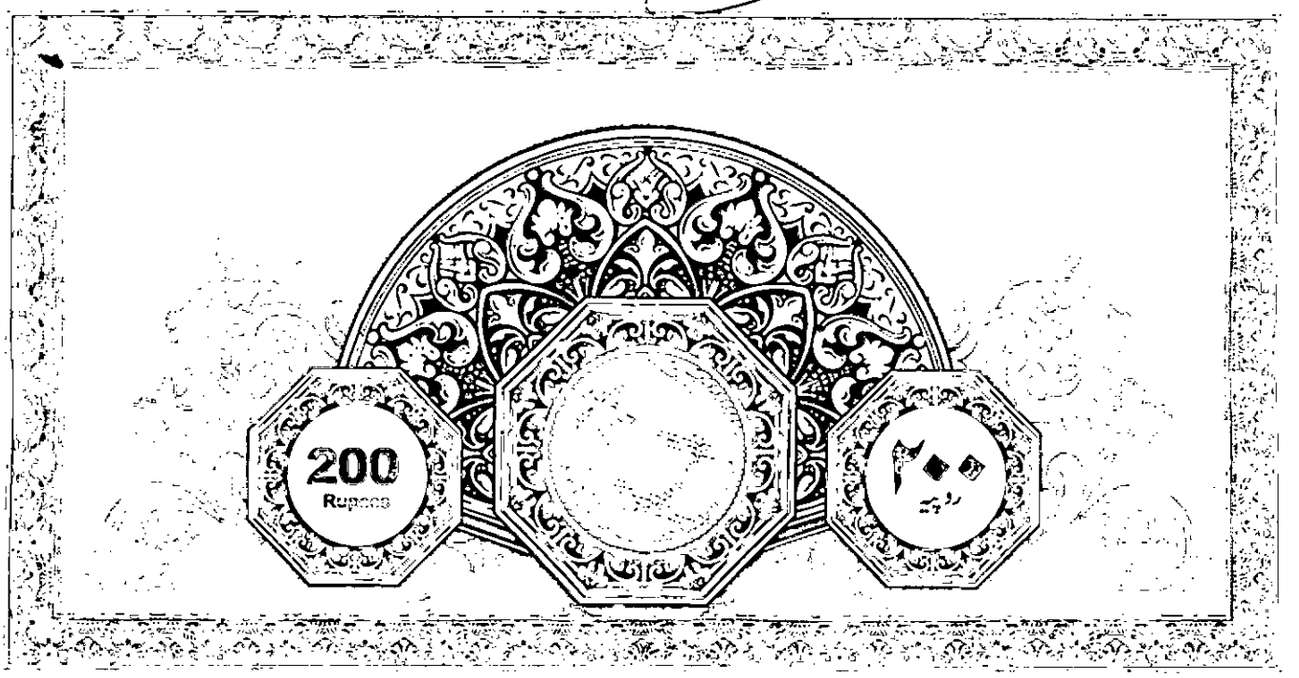
Proceed

26/10

11006
Date 28/10/02
Board of Revenue, NWFP

CTC

018717



PAKISTAN COURT FEE

CANCELLED

CANCELLED

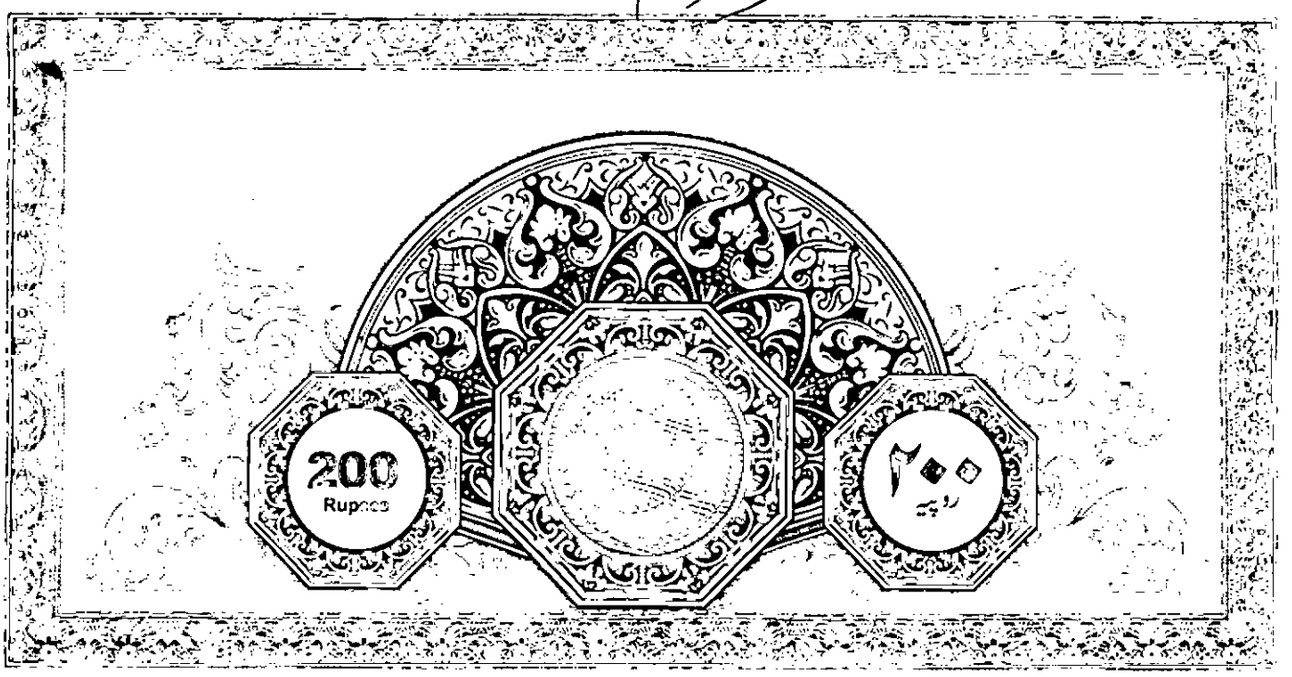
FILED TODAY

19 AUG 2020

Additional Registrar

018718

(26)



PAKISTAN COURT FEE

CANCELLED

CANCELLED

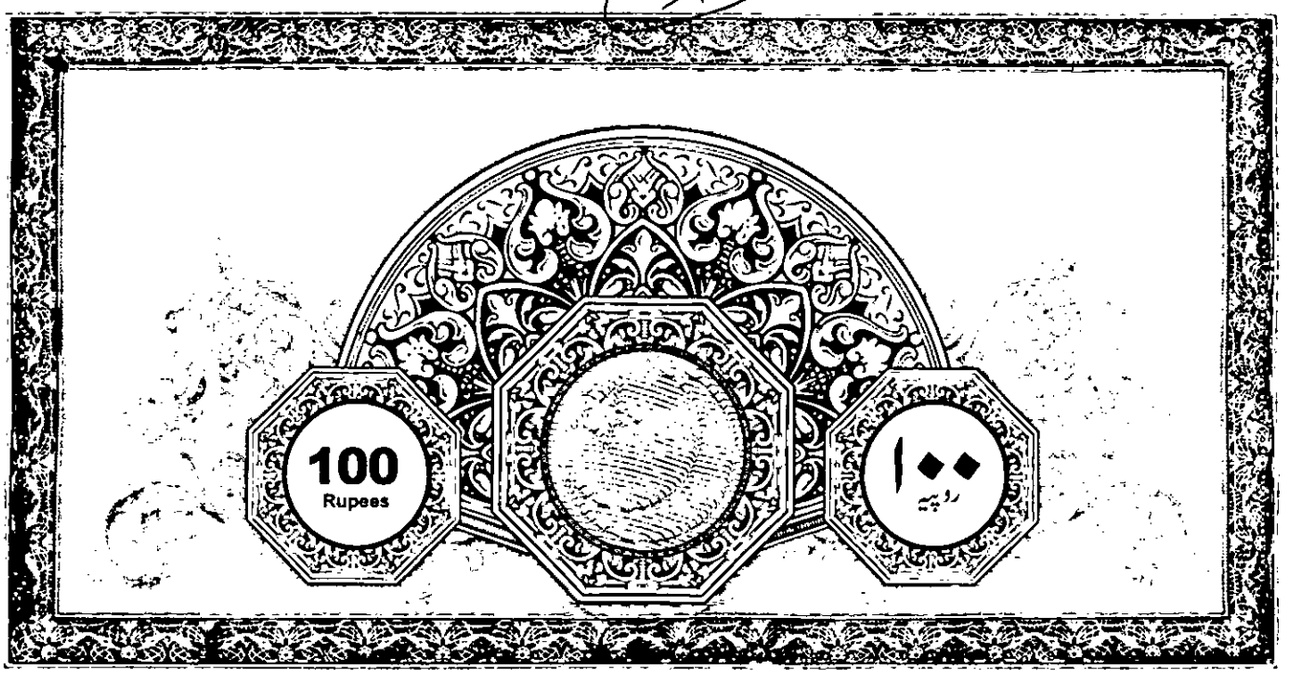
FILED TODAY

19 AUG 2020

Additional Registrar

039910

(37)



PAKISTAN COURT FEE

CANCELLED

CANCELLED

FILED TODAY

19 AUG 2020

Additional Registrar

No.1093

RGL46919451

For Insurance Notices see reverse Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgement is due.

Rs. Ps.

50-

.eived a registered* _____

ressed to _____ DC

Date-Stamp

DAR-UL-QAZA 19 AUG 2020

*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

'ials of Receiving Officer

Insured for Rs. (in figures) _____ (in words) _____

Weight ~~Kilo~~ Grams

Insurance fee Rs. ____ Ps. ____ (in words) _____

Name and address _____

(38)

BEFORE THE PESHAWAR HIGH COURT MINGORA BENCH
DAR-UL-QAZA SWAT

W.P No. _____-M/2020

Raza Khan & others.....Petitioner

Versus

Govt of KPK and others.....Respondents

LEGAL NOTICE

To,

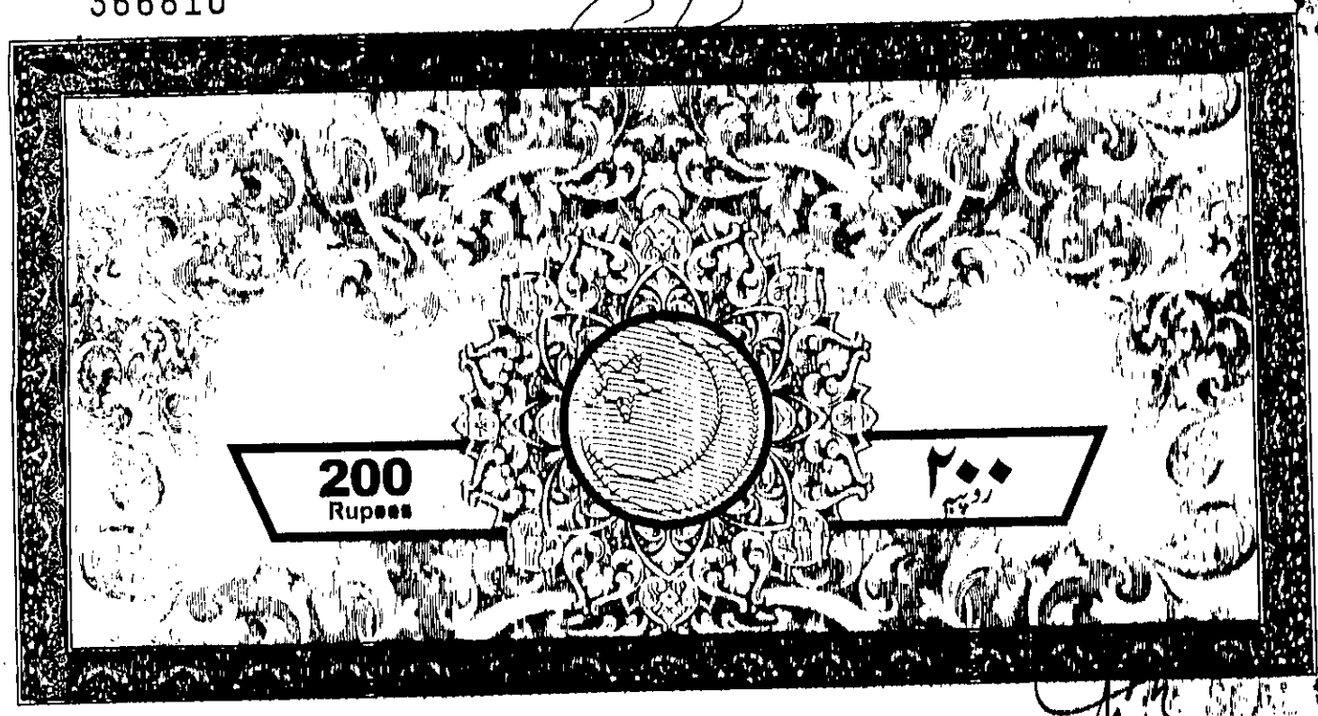
Deputy Commissioner Swat at Gulkada Saidu Sharif.

Please take notice I am filling writ petition against the respondents on behalf of Petitioners in the Peshawar High Court Mingora Bench Dar-Ul-Qaza swat.

ZEGAR SHER
Advocate, High Court,

FILED TODAY
19 AUG 2020
Additional Registrar

366810



General Power of Attorney

By this Power of Attorney, I, **Haji Raza Khan son of Haji Bawar Khan, resident of Revenue Estate Kala Kalay, Tehsil Kabal, District Swat,** hereby appoint **Mr. Nawsher son of Haji Bawar Khan, resident of Revenue Estate Kala Kalay, Tehsil Kabal, District Swat,** is personally my attorney in my name and on my behalf to do and execute all or any of the acts and things, hereinafter mentioned, namely:

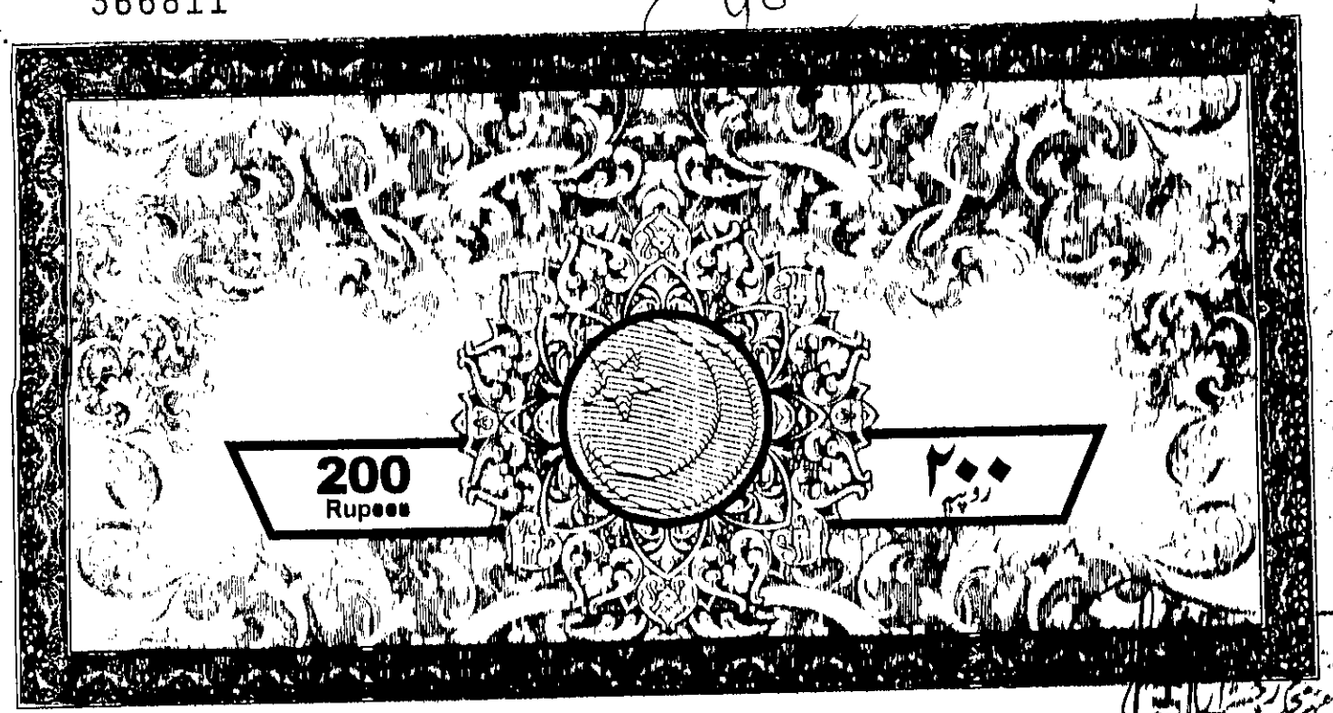
1. To demand, collect and receive and give effectual *bona fide* receipt and discharge of, in my name and on my behalf, all debts, advances and claims, demands, due to me. He shall have further power to take and use all lawful proceedings and means for recovering and receiving the said debts, advances and to commence and to prosecute and to defend at law all actions, suits, claims, demands and disputes and to refer to arbitration and adjust and settle and to compromise all accounts, suits, claims and demands and for all or any of the purposes aforesaid to do and execute such instruments or things as shall be thought necessary or expedient.

2. That have property in different parts of District Swat, the above mentioned attorney will appear in the cases on my behalf which are pending against me and if any person or institution filed any suit, complaint, FIR against me, he will appear on my behalf, as I am busy in business in UAE and other foreign countries.

3. To borrow from time to time such sums of money and upon such terms as the said attorney may deem fit upon the security of any of our property, whether movable or immovable, and for such purpose to execute such mortgages, charges, pledges or other securities upon such covenants, terms and conditions as may be thought proper at law.

4. To appoint special attorney in pending cases or an any new civil or revenue cases

366811



to institute suit application or plaint or filed written statement, written replication etc.

5. To make any investment of my money upon such investments as my attorney or, in his absolute discretion think fit and proper with power from time to time to vary any investments and pending investments to deposit any of my money at any Bank in respect of my account.

6. To draw, accept, endorse, negotiate, retire and pay any bill of exchange, bill of lading, promissory note, cheques or other negotiable instruments which my attorney deem necessary or proper with reference to my affairs.

7. To give our property on lease of any kind or any part thereof and to demand, sue for and collect and receive and give effectual discharge for the receipts, rents and profits now due and henceforth to become due in respect thereof and to take all lawful proceedings for recovering the said dues, rents and for enforcing the performance of any covenants and agreements with the lessees and for ejecting the tenants and for recovering damages and compensations for them for non-performance of any covenant or agreement of tenancy.

8. To take property on lease for and on my behalf and execute the necessary lawful leases with such covenants as our attorney thinks fit and proper in favour of the lessor.

9. To appoint and remove any agent, representative, or substitute for me in respect of any of the matters respecting our estate which my attorney think fit and proper.

10. To appear before any Civil Court from Civil Judge, District Judge, High Court, Supreme Court of Pakistan and before the Revenue hierarchy upto Board of Revenue and then under the power of writ petition to High Court and Supreme Court of Pakistan, any Revenue Officer, Tehsildar, Sub-Registrar, AC, ADC, DLC.

366812

41

200 Rupees

۲۰۰ روپیہ

11. Generally to do all such acts and things as my attorney shall think expedient for the purposes aforesaid as fully and effectual in all lawful respects as we could do ourselves.

And I, **Haji Raza Khan (detail have been given in the beginning of this deed)**, hereby undertake to affirm, satisfy and confirm all and whatever my said attorney shall lawfully do or cause to be done by virtue of this deed.

In witness whereof I have set my hand in presence of the witnesses.

HAJI RAZA KHAN,
CNIC #: 15602-7927171-1

WITNESS # 1

Haji Malook son of Sher Afzal,
R/o Jat Kot, Tehsil Kabal,
District Swat,

WITNESS # 2

Shah Din son of Toor Gul,
R/o Gulkada No.2, Saidu Sharif
Tehsil Babozai, District Swat,

مختار نامہ پر شاہ سلیم خان ریڈو وکٹ ڈاؤنڈ
کیا ہے۔ برائے پیروی مقدمات
وغیرہ

CTC

366813

(427)

200
Rupees

۲۰۰
روپیہ

THE SEAL OF THE SUB REGISTRAR

مہر محکمہ رجسٹرار
ہر مکتب
بابوزی

10-45
23.01.18

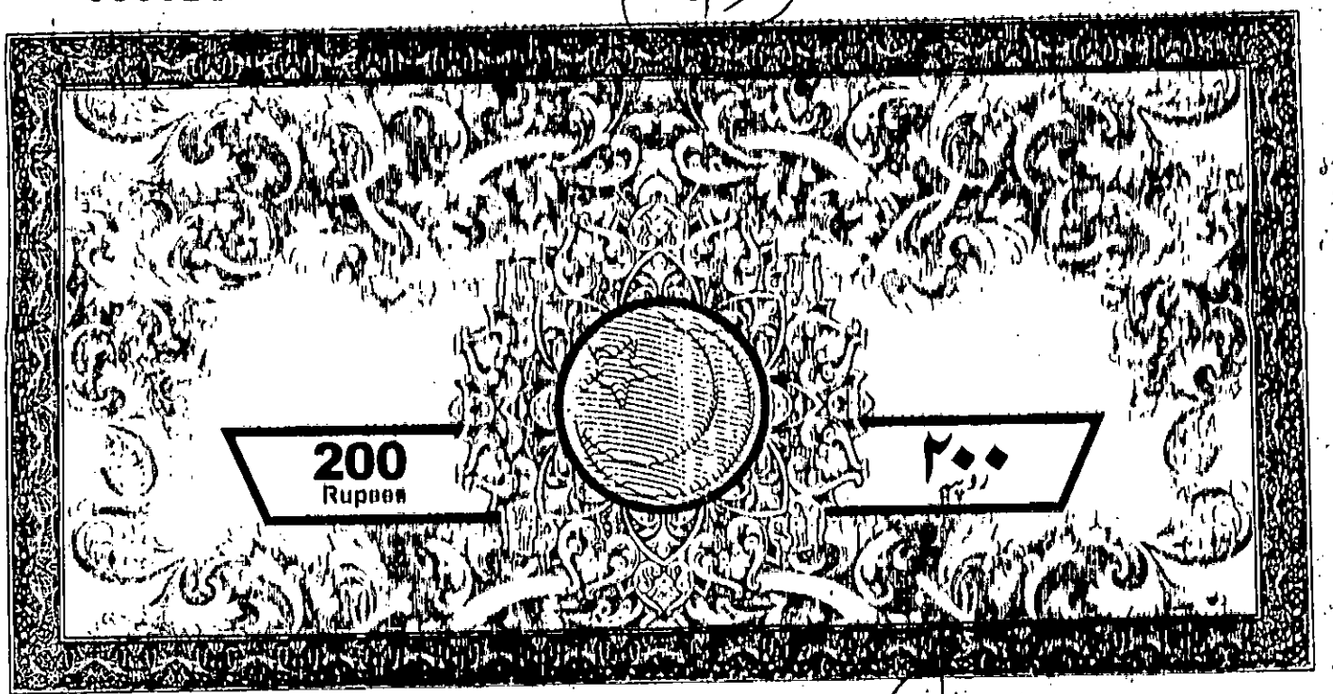
CTC

366814

(43)

200
Rupees

۲۰۰
روپیہ





SEAL
FAIR

10.4
23.01.18

CTC

(44)

GENERAL POWER OF ATTORNEY

BE IT KNOWN TO ALL PERSON BY THIS GENERAL POWER OF ATTORNEY That we (1) Aman Ullah son Bawar (2) Muhammad son of Bawar (3) Mian Sher son of Bawar residents of Mohallah Jalatabad, Mahak, P.O Kalakalay, Kalakalay, Tehsil Kabal, District Swat, Khyber Pakhtunkhwa, Pakistan, presently residing at Flat No. 117, Building A-13 Al-Khail Gate, Dubai, United Arab Emirates (UAE), do hereby nominate constitute and authorize Mr. Nowsher son of Bawar resident of Mohallah Jalatabad, Mahak, P.O Kalakalay, Kalakalay, Tehsil Kabal, District Swat, Khyber Pakhtunkhwa, Pakistan (NIC No. 15602-0449958-9) as our General Attorney. He can execute for us and in our names and on our behalf all or any of the following acts, Deeds and things that is to say:-

1. To commence / Institute, prosecute, defend, answer or oppose all suits or legal proceedings, to apply for transposition in suits, brought against us or to be instituted for us and on our behalf.

POWER for 120 Days

2. To declare, affirm, to file and defend all suits, written statements, applications, plaints, replications, appeals, revision, Writs petition, affidavits, give statements, and other necessary documents in our names and on our behalf and to appear before any court, Tribunal, Judge, Magistrate, Qazi or any other officer appointed by law to hear any suit, complaints or proceedings or any other inquiry relating to any of the matters in which we are interested, to compromise & dispose off on oath the suits, appeals, revision, writs and other proceedings.

3 To appear on behalf of us and represent our interest before the Land Settlement Authorities, revenue Courts/ Revenue Officers, of the Local Bodies, Income Tax, Ushar & Zakat, Senior Civil Judge/ Civil Judges , High Courts and up to the Supreme Court of Pakistan etc.

4. To appoint a special attorney, to engage a counsel or legal advisor for us and on our behalf in all suits instituted or to be instituted on our behalf and filed against us in any court, tribunal or authority.

5 To get the decrees in our names, execute, to take possession of the d on our decreed lands, to receive and pay the amount of costs and decree for us an behalf. To engage counsel, file written statements, written replies, applications, to give petitions in the Higher Courts to deposit and withdraw costs and penalties in the cases to be filed on our behalf or, filed or to be filed against US.

Consular Attaché

1486

10 MAR 2020

AMAN

45

POA Valid for 120 Days

7. That we are the owners of immovable properties in District Swat, it may happen that someone purchase property in the vicinity of our properties and in respect of which we have got right of pre-emption, the said attorney is authorized to assert the right of pre-emption/ Talbats, to engage counsel, to give statements, to file affidavits, to counter affidavits, deposit the pre-emption amount and other cost. He is also authorized to do any and every act, which is needed and necessary for the said purpose i.e. the enforcement of right of preemption. He can exercise the said poser on our behalf, through an agent/ special attorney.

8. At least the General Attorney has all the powers to look after and purchase, sale, transfer and register of our moveable and immoveable property. All acts done by the general attorney will be acceptable to us.

9. All acts deeds and things done by him shall be acceptable to us and we will be responsible for any and every cost incurred in any deal, prosecution etc. Hence the said attorneys can exercise the above mentioned power individually as well as collectively.

Signed this 10 MAR 2020 before the EXECUTANTS

Signature/Thumb Impression/Mr./Mrs.
1. Amanullah.
2. Muhammad
3. Mian Sher
Attested
The Consulate General is not responsible for the contents of the documents
Ashar Hussain Usmani
Consular Attaché
10 MAR 2020
Dubai

Aman Ullah son Bawar

AMAN

Signature_____

Muhammad son of Bawar

Signature_____

Mian Sher son of Bawar 1486

ميا د شير

Signature_____







Consulate General of Pakistan 5(b) DUBAI

1486

Consulate General of Pakistan 5(b) DUBAI

Consulate General of Pakistan 5(b) DUBAI

CTC

46

بعدالت

عالیہ پشاور ہائی کورٹ بنچ مینگورہ سوات

کورٹ فیس		قیمت ایک روپیہ

مورخہ 18 اگست 2020 منجانب

مقدمہ رضاء خان وغیرہ بنام حکومت دیگر

دعویٰ UP No ___/2020

جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا میں اپنی طرف سے واسطے پیروی وجواب دہی و کل کاروائی متعلقہ آن مقام ہائی کورٹ بنچ مینگورہ سوات کیلئے صابر شاہ رینڈ ڈیگر شیر مقرر کرکے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ وتقرر ثالث و فیصلہ پر حلف دینے جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زراس پر دستخط کرنے کا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برامد ہوگی اور منسوخ ڈائر کرنے اپیل نگرانی و نظرثانی و پیروی کرنے کا اختیار ہوگا۔ بصورت ضرورت مذکور کے نسل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اسکا ساختہ برداختہ منظور و قبول ہوگا اور دوران مقدمہ میں جو خرچہ وہر جانہ التواے مقدمہ کے سبب سے ہا گا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا وخرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہٰذا وکالت نامہ لکھ دیا ک سند رہے

المرقوم 18 ماہ اگست 2020

العبد گواہ شدہ العبد

بمقام ہائی کورٹ بنچ مینگورہ کے لئے منظور ہے

FILED TODAY

19 AUG 2020

Additional Registrar