

IN THE COURT OF ZAHIR KHAN,
Civil Judge-I, Kalaya, Orakzai.

Suit No.....12/1 of 2023.

Date of Institution..... 18.03.2023.

Date of decision.....20.03.2023.

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Amir Khan S/O Guli Baz Khan R/O Qoum Feroz Khel, Tappa Jeesal Khel,
Tor Khawri, Tehsil Lower, District Orakzai.

..... (Plaintiff)

Versus

1. Chairman NADRA, Islamabad.
2. Director General NADRA, KPK, Peshawar.
3. Assistant Director NADRA, District Orakzai.

..... (Defendants)

SUIT FOR DECLARATION & PERMANENT INJUNCTION.

SUMMARY JUDGEMENT

20.03.2023

Plaintiff along with counsel present. Representative of defendants present. Authority letter and written statement submitted.

Learned counsel for plaintiff requested for summary disposal of the suit on the basis of available record. Representative of defendants conceded the same. Arguments heard and record gone through.

Brief facts in the backdrop are that plaintiff has filed the instant suit for declaration cum-permanent injunction to the effect that, as per

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ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

Detailed Marks Certificate (matric), his true and correct date of birth is **01.07.1998**, however, defendants have incorrectly entered the same as

01.01.1990 which is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That defendants were asked time and


again to rectify date of birth of plaintiff but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter and written statement was filed.

Plaintiff has placed reliance on Detailed Marks Certificate (matric). Per DMC, date of birth of plaintiff is recorded as 01.07.1998. Representative of defendants stated that date of birth of plaintiff may be modified as per DMC per NADRA SOPs. Copy of DMC of plaintiff is placed on file. Copy of DMC verified from Controller Examination, Board of Intermediate and Secondary Education, Kohat along with original DMC produced. Original seen and returned. Verified copy placed on file. As date of birth of plaintiff is recorded as 01.07.1998 in DMC (Matric) and representative of defendants stated at the bar that NADRA will rectify date of birth of plaintiff on the bases of DMC, therefore, there is no need of recording evidence of the parties. Defendants are directed to rectify date of birth of plaintiff as **01.07.1998** accordingly. Suit of plaintiff is hereby decreed as prayed for. No order as to cost. This decree shall not affect rights of others interested, if any. Defendants may verify Detailed Marks Certificate of plaintiff from authorities concerned, if deemed necessary.

File be consigned to record room after its necessary completion and compilation.

Announced
20.03.2023


Zahir Khan
Civil Judge-I, Kalaya Orakzai