

IN THE COURT OF MUHAMMAD AYAZ KHAN,
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Civil Suit No. 158/1 of 2019
Date of Institution: 04/09/2019
Date of Decision: 09/01/2020

Amina Bibi w/o Almar Shah

Resident of Village Bazar Kalay, PO Tall, Tehsil Ismail zai & District Orakzai.....
(Plaintiff)

VERSUS

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

(Defendant

s)

SUIT FOR DECLARATION & PERMANENT INJUNCTION

SUMMARY JUDGEMENT:
ORDER XV-A CPC

1. Plaintiff, **Amina Bibi** w/o Almar Shah, has brought the instant suit for declaration-cum-permanent injunction against the defendants, referred hereinabove, seeking therein that her correct date of birth is **01.01.1961**, while it has been wrongly mentioned as **01.01.1980** in her CNIC by the defendants, which is unnatural as the gaps between the age of the plaintiff and her children. Hence, the instant suit.
2. Defendants were summoned, who appeared through attorney namely **Syed Farhat Abbas**, who stated at the bar that there is no need of filing of application on behalf of the defendants. He submitted written statement, which is placed on file.

During the scheduling conference within the meaning of order IX-A of CPC, it was revealed that the matter involved in


MUHAMMAD AYAZ
Senior Civil Judge,
Orakzai at Hangu

the instant case was very petty in nature, which can be corrected without recording of evidence. The primary aim and objective of recent Amendment Act 2019 in CPC is, "to enable the court to-

- a. Deal with the cases justly and fairly;
- b. Encourage parties to alternate dispute resolution procedure if it considers appropriate;
- c. Save expense and time both of courts and litigants; and
- d. Enforce compliance with provisions of this Code."

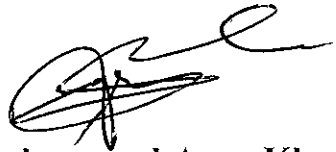
During the scheduling conference within the meaning of order IX-A of CPC, it was agreed by the defendants through their representative that this correction will be made forthwith as the matter is not only petty in nature but also within the domain of NADRA.

Relief:

Consequently, upon what has been discussed above and the jurisdiction vested in this court under order IX-A and XV-A of CPC, suit of the plaintiff is hereby decreed accordingly. Parties are left to bear their own costs.

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

Announced
09/01/2020


(Muhammad Ayaz Khan)
 Senior Civil Judge,
 Orakzai at Baber Mela

CERTIFICATE

Certified that this judgment of mine consists **03** (three) pages, each has been checked, corrected where necessary and signed by me.



MUHAMMAD AYAZ KHAN
Senior Civil Judge,
Orakzai (at Baber Mela).