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Order--9
25/06/2020

Petitioner through counsel present. Respondent through representative present.

Petitioner has filed instant petition for correction of the decree dated: 11.12.2019 by contending that correct date of birth of petitioner/plaintiff is 02.03.2005 while respondents/defendants have wrongly mentioned the same as 01.01.2000 in his Form-B but inadvertently the incorrect date of birth was mentioned as 01.01.2001 and the same was also incorporated in decree/judgement. Hence, it is requested that judgement/decree may kindly be corrected to the extent that to the incorrect date of birth of the plaintiff in Form-B as 01.01.2000 instead of 01.01.2001.

Respondents were summoned who appeared through their representative and who expressed his no objection on the acceptance of application in hand.

Perusal of Form-B of plaintiff/petitioner available on file depicts that the date of birth of the plaintiff namely Muhammad Ilyas has been mentioned as 01.01.2000 while of his brother namely Asmat Ullah as 01.01.2001. plaintiff has challenged his date of birth through a suit but the plaint reveals that he has mentioned the date of birth of his brother namely



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FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

Asmat Ullah instead of his own date of birth mentioned in the Form-B and the same fact was also incorporated in judgement dated: 11.12.2019. The incorporation of date of birth of the plaintiff in the plaint as well as in the judgement as 01.01.2001 appears to be a clerical mistake and human error. Hence, by accepting application in hand date of birth of plaintiff mentioned in the plaint as well as in the judgment is corrected and it shall be read as 01.01.2000 instead of 01.01.2001. This order shall be deemed as part and parcel of judgement dated: 11.12.2019.

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File be consigned to record room after completion and compilation.

Order Announced
25.06.2020


Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.
FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela