

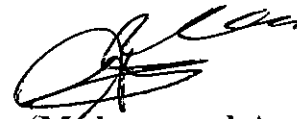
**IN THE COURT OF MUHAMMAD AYAZ KHAN,**  
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

**Order**  
02/12/2019

Plaintiff present. Attorney of the defendant present. Vide my summary judgement of today, consists of 03 (three) pages, suit of the plaintiff is hereby decreed as prayed for. No order as to cost.

Case file be consigned to record room.

**Announced**  
02/12/2019



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

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

Civil Suit No. 18/1 of 2019  
 Date of Institution: 04/04/2019  
 Date of Decision: 02/12/2019

**Mir Wazir s/o Sahib Shah**

Resident of Village Kada, PO Gulistan, 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, **Mir Wazir s/o Sahib Shah**, has brought the instant suit for declaration-cum-permanent injunction against the defendants, referred hereinabove, seeking therein that his correct date of birth is **22.10.1957** while it has been wrongly mentioned as **1973** by the defendants, which is against the facts and circumstances. 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 is very petty in nature, which can be decided as per available record and there is no need of pro and contra evidence in the instant case. 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, it was revealed that the plaintiff has died, so, no correction can be made in the CNIC of the deceased person. If any complication arose in future for the kids of the plaintiff, the same can be corrected by filing separate suits on their behalf. However, at present, no relief can be granted to the deceased person.

**Relief:**

Consequently, suit is hereby dismissed. No order as to cost. File be consigned to the record room after its necessary completion and compilation.

**Announced**  
02/12/2019



**(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).