

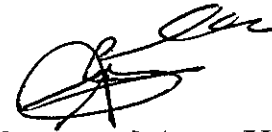
**IN THE COURT OF MUHAMMAD AYAZ KHAN,**  
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

**Order**  
05/12/2019

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**  
05/12/2019



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

DECREE SHEET

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In the court of Muhammad Ayaz Khan, Senior Civil Judge/JM, Orakzai at Baber Mela

Civil Suit No. 196/1 of 2019  
Date of Institution: 19/10/2019  
Date of Decision: 05/12/2019

**Mumtaz Ali s/o Rashid Ali**

**(Plaintiff)**

Vs

**Registrar, General NADRA, Islamabad.  
Deputy, Registrar General NADRA KPK Peshawar.  
Assistant Registrar General, NADRA District Orakzai.**

**(Defendants)**

SUIT FOR DECLARATION AND PERMANENT INJUNCTION

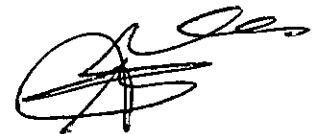
Judgement

Plaintiff **Mumtaz Ali** has submitted the instant suit for Declaration and permanent injunction against the defendants, stated that his correct date of birth is **01.02.1980** while it has been wrongly entered as 1979 by the defendants, which is incorrect and against the facts, so, liable to be corrected. Hence, this creates irreparable loss for the plaintiff, the defendant is directed to correct the necessary.

Order

05/12/2019

Vide my summary judgement of today consist of 03 pages, suit of the plaintiff is hereby decreed as prayed for and defendants are directed to correct the date of birth of the plaintiff as **01.02.1980** forthwith. No order as to costs.



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

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

Civil Suit No. 196/1 of 2019  
Date of Institution: 19/10/2019  
Date of Decision: 05/12/2019

**Mumtaz Ali s/o Rashid Ali**

Resident of Village Saroobi Garhi, PO Kadda Bazar, Tehsil lower Orakzai &  
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, **Mumtaz Ali s/o Rashid Ali**, has brought the instant suit for declaration-cum-permanent injunction against the defendants, referred hereinabove, seeking declaration therein that his correct date of birth is **01.02.1980** while it has been wrongly mentioned as **1979** by the defendants, which is against the facts and circumstances. Hence, the instant suit.

  
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Senior Civil Judge,  
Orakzai at Hangu

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 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 pointed out that the plaintiff is government employee and as per the service record of the plaintiff the correct date of birth of the plaintiff is **01.02.1980**, copies of which are present on file. Plaintiff has sought correction in the CNIC, which can be granted by this court. Further, the decrease in the age, as sought by the plaintiff, is only 01 year, which is even granted by the NADRA as per their policy. Hence, the claim of the plaintiff is accepted.

**Relief:**

Consequently, upon what has been discussed above and the jurisdiction vested in this court under order IX-A and XV-A of




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Orakzai at Hangu,

CPC, suit of the plaintiff succeeds and is hereby decreed as prayed for. Defendants are directed to correct his date of birth as **01.02.1980** forthwith.


3. Parties are left to bear their own costs.
4. File be consigned to the record room after its necessary completion and compilation.

**Announced**  
05/12/2019

  
**(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).