

IN THE COURT OF ZAHIR KHAN
CIVIL JUDGE-I, TEHSIL KALAYA, ORAKZAI

Suit No.....31/1 of 2023.

Date of Institution.....16.06.2023.

Date of Decision.....10.07.2023.

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Mst. Masto Bibi W/O Musa Khan R/O Qaum Bezot, Tappa Bathani, Chota Bezot, Tehsil Lower, District Orakzai.

.....(Plaintiff)

VERSUS

1. Chairman NADRA, Islamabad.
2. Director General NADRA, Khyber Pakhtunkhwa.
3. Assistant Director NADRA, District Orakzai.

..... (Defendants)

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SUIT FOR DECLARATION & PERMANENT INJUNCTION.

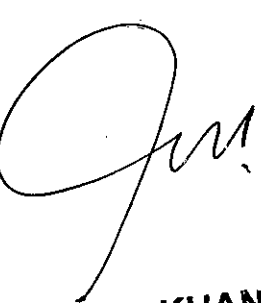
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SUMMARY JUDGEMENT

10.07.2023

Son of **plaintiff** along with Mr. Sana Ullah Khan Advocate present. Legal representative of defendants present. He recorded his statement to the effect that there is unnatural age difference of 07 and 09 years between plaintiff and her children, therefore, if suit of plaintiff is decreed in favour of plaintiff, he has got no objection and that defendants will modify date of birth of plaintiff per NADRA SOPs accordingly. 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, true and correct date of birth of plaintiff is 01.01.1970, however,


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defendants have incorrectly entered the same as 01.01.1982 which is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That due to this wrong entry, there is unnatural age difference of about 07 & 09 years between plaintiff and her elder son namely Aziz Ullah and her 2nd daughter namely Rizwan Bibi whose dates of birth, as per NADRA record, are 01.01.1989 and 01.01.1991 respectively. That defendants were asked time and again to rectify/modify date of birth of plaintiff but in vain hence, the present suit.

Representative of defendants stated that there shall be at least 16/17 years' age difference between children and his/her parents. Per record, date of birth of plaintiff is recorded as 01.01.1982 and date of birth of her elder son namely Aziz Ullah and her 2nd daughter namely Rizwan Bibi as per NADRA record are recorded as 01.01.1989 and 01.01.1991 which is resulting into unnatural age gap of about 07 & 09 years between plaintiff and her son and daughter named above. He further stated that he has got no objection if suit of plaintiff is decreed in favour of plaintiff and to this effect, statement of representative of NADRA recorded which is placed on file. Plaintiff is not a government servant. The modification sought by plaintiff will not affect rights of others. Representative of defendants stated that date of birth of plaintiff may be modified as per NADRA SOPs. There is no need of recording evidence of the parties. Defendants are directed to rectify date of birth of plaintiff as **01.01.1970**. Suit of


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plaintiff is decreed as prayed for. No order as to cost. This decree shall not affect rights of others interested, if any. This decree shall not affect service record of plaintiff, if any.

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

ANNOUNCED
10.07.2023



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Civil Judge-I, Tehsil Kalaya,
District Orakzai