

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

Suit No.....38/1 of 2023.

Date of Institution.....07.08.2023.

Date of Decision.....21.08.2023.

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Mst. Bibi Qismat Jana W/O Mubarak Shah R/O Qaum Feroz Khel, tappa
Ghairat Khel, Lerri, 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
21.08.2023

Plaintiff through counsel present. Legal representative of
defendants present. Counsel for plaintiff requested for summary
disposal of the case on the basis of available record. Representative of
defendants conceded the same. Arguments heard and record perused.

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 01.01.1969, however,
defendants have incorrectly entered the same as 1975 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


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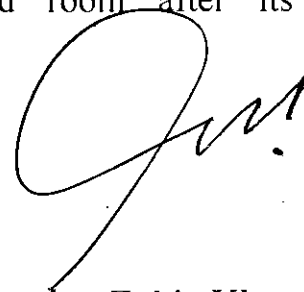
ZAHIR KHAN
Civil Judge
Kalaya Orakzai

difference of about 13 years between plaintiff and her elder son namely Muhammad Zareen whose date of birth, as per NADRA record, is 12.04.1988. 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 1975 and date of birth of her elder son namely Muhammad Zareen, as per NADRA record is recorded as 12.04.1988 resulting into unnatural age gap of about 13 years between plaintiff and her son named above. 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 **01.01.1969**. Suit of plaintiff is decreed in favor of plaintiff 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
21.08.2023



Zahir Khan
Civil Judge-I, Tehsil Kalaya,
District Orakzai

CERTIFICATE

It is certified that this summary judgment consists of **03** pages. Each page has been dictated, read, corrected and signed by me.



Zahir Khan
Civil Judge-I, Kalaya, Orakzai