

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

Suit No.....40/1 of 2023.
Date of Institution.....15.08.2023.
Date of Decision.....21.08.2023.
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Ali Rehman S/O Haji Rehman R/O Qaum Sheikhan, Tappa Bazeed Khel,
Tehsil Central, District Orakzai.

.....(*Plaintiff through father Haji Rehman*)

VERSUS

1. Chairman NADRA, Islamabad.
2. Director General, NADRA, Peshawar.
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 along with counsel present. Legal representative of defendants present. Authority letter and written statement along with record submitted. 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 Ali Rehman has filed the instant suit for declaration cum-permanent injunction against the defendants Chairman NADRA, Islamabad and two others through father to the effect that, as per secondary school certificate, his true and correct date of birth is **01.03.2007**, however, defendants have incorrectly entered the same as **02.03.2004** on his smart card which is



21/08/2023

ZAHIR KHAN
Civil Judge/JM
Kalaya Orakza

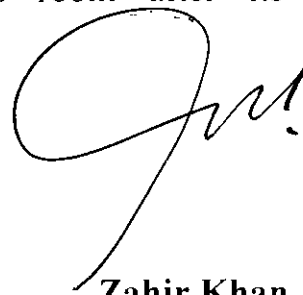
wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That defendants were asked time and again to rectify date of birth of plaintiff but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter was submitted. Written statement was also filed.

Record shows that plaintiff has placed reliance on secondary school certificate, per which, date of birth of plaintiff is recorded as 01.03.2007. Representative of defendants stated that date of birth of plaintiff may be modified as per school record per NADRA SOPs. Copy of school certificates of plaintiff are annexed with plaint. Presumption of correctness is attached to the entries in the secondary school certificates. There is no need of recording evidence of the parties. Defendants are directed to rectify date of birth of plaintiff as **01.03.2007** accordingly. Suit of plaintiff is decreed as prayed for. No order as to cost. This decree shall not affect rights of others interested, 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