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IN THE COURT OF FARMAN ULLAH,
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Civil Suit No. 55/1 of 2021
Date of Institution: 13/10/2021
Date of Decision: 22/12/2021

1. Bazar Bibi w/o Walayat Shah Resident of Caste Ali Khel Tehsil
Upper District Orakzai..... (Plaintiff)

VERSUS

1. **Chairman, NADRA, Islamabad.**
2. **Director, General NADRA KPK Peshawar.**
3. **Assistant Director, NADRA District Orakzai.**

(Defendants)

**SUIT FOR DECLARATION, PERMANENT AND MANDATORY
INJUNCTION**

SUMMARY JUDGEMENT:

22.12.2021

1. Plaintiff, **Bazar Bibi w/o Walayat Shah**, has brought the instant suit for declaration-cum-permanent injunction against the defendants, referred hereinabove, seeking declaration, therein, that the correct name of the parents of the plaintiff is **Daranay** (father) and **Laal Bibi** (mother), while it has been wrongly mentioned as **Doranay** and **Laam Bibi** in Form B of plaintiff by the defendants, which is against the facts and circumstances. That defendants were repeatedly asked to correct the same but they refused, hence the instant suit.

Defendants were summoned, who appeared through attorney namely **Syed Farhat Abbas**, and submitted their written statement.

3. During the Discovery management, it was revealed that the matter involves in the instant case is very petty in nature, which can be


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
22.12.2021

decided through summary judgement as per relevant record and to this effect notice was given to the parties that why not case in hand be decided on the basis of available record without recording pro and contra evidence, as the primary aim and objective of Amended Management Rules 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 discovery management, representative for defendants was directed to produce the processing form of plaintiff which he produced today.

Learned counsel for the plaintiff and representative for defendants heard and record gone through.

5. Record reveals that plaintiff through instant suit is seeking correction of her parents names to the effect that correct name of her father is Daranay and correct name of her mother is Laal Bibi but defendants have wrongly mentioned the father name of plaintiff as Doranay and mother name as Laam Bibi in her Form "B". Plaintiff in support of her contention produced CNIC of her mother. The perusal of which depicts that name of mother has been recorded as Laal Bibi while father name as Daranay. The available record establishes that the correct names of parents of the plaintiff

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 FAZL MAJID
 Senior Civil Judge
 Orakzai at Bahawalpur
 22.12.22

are Daranay (father) and Laal Bibi (mother) but defendants have erroneously recorded the same as Doranay (father) and Laam Bibi (mother) instead of Daranay (father) and Laal Bibi (mother).

Consequently, upon what has been discussed above and the jurisdiction vested in this court under order IX-A and XV-A of CPC, suit of the plaintiff succeeds and is hereby decreed as prayed for. Defendants are directed to correct the name of the father of plaintiff as Daranay and name of mother as Laal Bibi in their record.

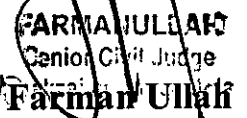
6. Parties are left to bear their own costs.
7. File be consigned to the record room after its necessary completion and compilation.

Announced
22/12/2021


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.

CERTIFICATE

Certified that this judgment of mine consisting of 03 (three) pages, each has been checked, corrected where necessary and signed by me.


FARMANULLAH
Senior Civil Judge
Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.