

Or.....11
20.12.2021

Presence as before. Through my this single order I intend to dispose off an application U/O 7-R-11 CPC for the rejection of plaint, filed by the defendants against the plaintiff.

This application was strongly contested by the other party by filing replication and forwarding arguments thereto.

Brief facts of the case are that the plaintiffs filed the instant suit for declaration cum perpetual and mandatory injunction against the defendants to the effect that correct address of the plaintiff is Qoum Stori Khel, Tappa Mula Khel, Gorezi, Tehsil Lower, District Orakzai while it has been wrongly entered as District Khyber in his CNIC by the defendants which is wrong and ineffective upon the rights of the plaintiff. That the same CNIC of the plaintiff has expired on 30.09.2016. That after that the plaintiff applied for issuance of CNIC but the defendant blocked his both CNICs. That the defendants were asked time and again for issuance of fresh CNIC and for correction of address of the plaintiff but they refused to do so, hence the present suit

Arguments heard and record perused.

After hearing of arguments and perusal of the record, I am of the opinion that the CNIC of the plaintiff has been digitally impounded for which there is a proper verification board and the plaintiff is bound legally to approach the same and prove his citizenship before the said board. As per the record, the plaintiff have 02 CNICs in his possession, thus, he will have to surrender one of them. At present, the plaintiff has neither surrendered one of his CNICs nor appeared before the verification board, therefore, the plaintiff cannot approach the Civil Court at this stage until he avails the available remedies. Thus, the suit of the plaintiff is not maintainable at present being barred by law, hence, the application in hand is **accepted** and the plaint of the plaintiff is hereby rejected with costs.

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

Announced
20.12.2021



(Rehmat Ullah Wazir)
Civil Judge-I,
Orakzai at (Baber Mela)