

28

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

Civil Suit No. 38/1 of 2021  
Date of Institution: 10/06/2021  
Date of Decision: 26/11/2021

**1. Rakhila Jan w/o Ghamim Gul** Resident of Caste Ali Khel Tappa  
Punjam, Gant Tayal, PO Ghiljo, Tehsil Upper District Orakzai.....  
(Plaintiffs)

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:**

**26.11.2021**

1. Plaintiff, **Rakhila Jan w/o Ghamim Gul**, has brought the instant suit for declaration-cum-permanent injunction against the defendants, referred hereinabove, seeking declaration, therein, that the correct name of father of the plaintiff is **Imam Din**, while it has been wrongly mentioned as **Baram Din** in FRC (Family Registration Certificate) 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.
2. Defendants were summoned, who appeared through attorney namely **Syed Farhat Abbas**, and submitted their written statement.

FARMANULLAH  
Senior Civil Judge  
Orakzai at Baber Mela

26-11-2021

3. During proceedings of case defendants produced the Form Alif of plaintiff. On which counsel for the plaintiff submitted an application for disposal of the case through summary judgment in the light of Form Alif submitted by defendants. Notice of the same given to the defendants.

4. 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 father name to the effect that correct name of her father is Imam Din but defendants have wrongly mentioned the father name of plaintiff as Baram Din in her FRC. Plaintiff in support of her contention produced CNIC of her brother namely Ali Janan. The perusal of which depicts that father name of her brother namely Ali Janan has been recorded as Imam Din.

Similarly, plaintiff also produced manual ID card of her father and the perusal of which also reflects the father name of plaintiff is

Imam Din. Moreover, defendants also produced the Form Alif for issuance of Manual ID card and thus Manual ID card No. 144-25-044696 was issued to the plaintiff. The perusal of Form Alif depicts that the name of father of plaintiff has been recorded as Imam Din. CNIC of plaintiff was issued on basis of her Manual ID but inspite of that her father name was recorded as Baram Din instead of Imam Din. The available record establishes that the correct name

Senior Civil Judge  
Ordnance at Bahawalpur

26.11.21

of father of the plaintiff is Imam Din but defendants have erroneously recorded the same<sup>as</sup> Baram Din instead of Imam Din.

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 Imam Din in their record.

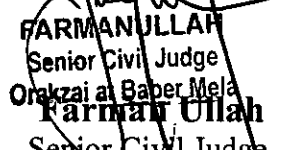
6. Parties are left to bear their own costs.
7. File be consigned to the record room after its necessary completion and compilation.

**Announced**  
26/11/2021

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