

13 (11)

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

Suit No.....61/1 of 2023.

Date of Institution.....13.11.2023.

Date of Decision.....13.11.2023.

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1. Mst. Ajmeena Bibi W/O Momra Gul
  2. Mst. Bulbal Zareena W/O Qadeem Khan both R/O Qoum Stori Khel, Tappa Lal Bi Khel, Chaman Jana, Tehsil Lower, District Orakzai.
- .....(Plaintiffs)

**VERSUS**

1. Chairman NADRA, Islamabad.
  2. Director General NADRA, Khyber Pakhtunkhwa at Hayatabad.
  3. Assistant Director NADRA, District Orakzai.
- ..... (Defendants)

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**SUIT FOR DECLARATION & PERMANENT INJUNCTION.**

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**SUMMARY JUDGEMENT**  
**13.11.2023**

Plaintiffs through counsel present. Representative of defendants present. Authority letter and written statement submitted. Counsel for plaintiffs requested for summary disposal of the case on the basis of available record. Representative for defendants conceded the same. Arguments heard and record perused.

Brief facts in the backdrop are that plaintiffs have filed the instant suit for declaration cum-permanent injunction to the effect that, true and correct date of birth of plaintiff No. 1 is 01.01.1975 and that of plaintiff No. 2 is 01.01.1957, however, defendants have incorrectly entered the same as 01.01.1988 and 01.01.1966. Which entries are wrong, illegal and ineffective upon the rights of plaintiffs and liable to be rectified. That due to this wrong

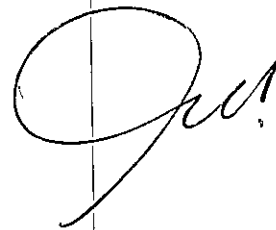
  
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**Civil Judge/JM**  
**Kalaya Orakzai**

entry, there is unnatural age difference of about 05 years between plaintiff No. 1 and her son namely Bahar Gul whose date of birth is 02.02.1993. Similarly, there would be unnatural age difference of about 09 years between plaintiff No. 1 and plaintiff No. 2 if date of birth of plaintiff No. 1 is modified to 01.01.1975. That defendants were asked time and again to rectify 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 a child and his/her parents. Per record, date of birth of plaintiff No. 1 and plaintiff No. 2 are recorded as 01.01.1988 and 01.01.1966. Date of birth of son of plaintiff No. 1 namely Bahar Ali is recorded as 02.02.1993 resulting into unnatural age gap of about 05 years between plaintiff No. 1 and her son. Plaintiffs are not a government servant. The modification sought by plaintiffs will not affect rights of others. Representative of defendants stated that date of birth of plaintiffs may be modified as per NADRA SOPs. There is no need of recording evidence of the parties. Defendants are directed to rectify dates of birth of plaintiff No.1 and plaintiff No. 2 as **01.01.1975** and **01.01.1957** respectively. Suit of plaintiffs is decreed 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 plaintiffs, if any.

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

**ANNOUNCED**  
**13.11.2023**



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