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

Civil Suit No. 43/1 of 2021  
Date of Institution: 14/07/2021  
Date of Decision: 08/02/2022

**Muhammad Ahmad s/o Shireen Gul**

R/o Qoam Ali Khel, Tappa Jesrat Khel, PO Ghiljo, Village: Chinar,  
Tehsil Upper & District Orakzai

(Plaintiff)

VERSUS

1. **Registrar, General NADRA Islamabad.**
2. **Registrar, General NADRA Peshawar.**
3. **Assistant Director, Registration NADRA District Orakzai.**

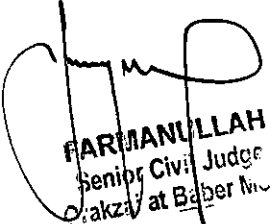
(Defendants)

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

**JUDGEMENT:**

08.02.2022

Brief facts of case in hand are that the plaintiff, **Muhammad Ahmad s/o Shireen Gul** has brought the instant suit for declaration, permanent and mandatory injunction against the defendants, referred hereinabove, seeking declaration, therein, that his parents correct names are “**Shireen Gul (father)**” and “**Gulapa**” (mother) while defendants have wrongly mentioned the same as “**Habib Ullah Khan**” and “**Gulab Bibi**” in their record, which are incorrect and liable to be corrected. That Habib Ullah Khan is the grandfather of plaintiff but he has been wrongly mentioned as the father of the plaintiff. That defendants were repeatedly asked to correct names of the parent of the plaintiff but they refused. Hence, the present suit.

  
FARMANULLAH  
Senior Civil Judge  
Orakzai at Baber Mela

08.02.22

Defendants were summoned, who appeared through attorney namely Syed Farhat Abbas and submitted written statement, wherein they contested the suit of plaintiff on various grounds.

Divergent pleadings of the parties were reduced into the following issues;

**Issues:**

1. Whether plaintiff has got cause of action?
2. Whether the correct parent names of the plaintiff are “**Shireen Gul**” (Father) and “**Gulapa**” (Mother) while defendants have wrongly mentioned the same as “**Habib Ullah Khan**” and “**Gulab Bibi**” in their record?
3. Whether plaintiff is entitled to the decree as prayed for?
4. Relief.

Parties were provided opportunity to produce evidence in support of his respective contention, which he did. Plaintiff produced his witnesses as PW-1 to PW-3.

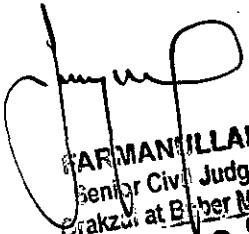
6. In rebuttal defendants produced their sole witness namely Syed Farhat Abbas, representative, as DW-1. He produced family tree of plaintiff and family tree of father of plaintiff and exhibited the same as Ex. DW-1/1 to Ex. DW-1/2 respectively.
7. After conclusion of the evidence arguments pro and contra heard. Case file is gone through.
8. My issues wise findings are as under:

**Issue No.02:**

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Plaintiff contended in his plaint that his parent correct names are "Shireen Gul" and "Gulapa" but inadvertently the same are recorded as "Habib Ullah Khan" and "Gulab Bibi". Hence, the record is liable to be corrected.

Plaintiff in support of his contention appeared as PW-2 and repeated the contents of the plaint in his examination in chief. He also produced his CNIC as Ex.PW-2/1. PW-02 also stated that his father correct name is Shireen Gul but defendants have wrongly mentioned the same as Habib Ullah Khan in his CNIC. He also stated that Habib Ullah Khan is his grandfather and not his father. PW-1, Jahanzeb Khan, stated in his examination in chief that plaintiff is his nephew. He also repeated the contentions of plaintiff in his examination in chief and also stated that father of plaintiff namely Shireen Gul is my brother and Habib Ullah Khan is our father. He further stated that Habib Ullah is grandfather of the plaintiff not father of the plaintiff. He produced and exhibited his CNIC as Ex.PW-1/1. PW-03 is the statement of Shireen Gul, who stated in his examination in chief that he is the father of the plaintiff. He produced his father CNIC as Ex.PW-3/1 and stated that Habib Ullah Khan is my father. He further stated that Muhammad Ahmad, Bukhtiar, Zaitoon Bibi, Hadija and Maryam are my sons and daughters. PW-1 to PW-3 were subjected to cross

  
FARMAN ULLAH  
Senior Civil Judge  
Crakzi at Bher Mela  
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record by incorporating the parent's names of plaintiff as "Shireen Gul" and "Gulapa" in their record. Parties are left to bear their own costs.

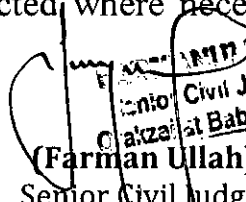
9. File be consigned to the record room after its completion and compilation.

**Announced**  
08/02/2022

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

**CERTIFICATE**

Certified that this judgment of mine consists 05 (five) pages, also including this page, 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).