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IN THE COURT OF ZAHIR KHAN,
Civil Judge Kalaya Orakzai.

Suit No.....15/1 of 2022

Date of Institution..... 12/02/2022.

Date of decision.....17/06/2022.

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Razeem Shah S/O Hakeem Shah R/O Qoum Bezot Tappa Kali Khel
Bezot Tehsil Lower District Orakzai..... (Plaintiff)

Versus

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

..... (Defendants)

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SUIT FOR DECLARATION & PERMANENT INJUNCTION.

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Order
17.06.2022

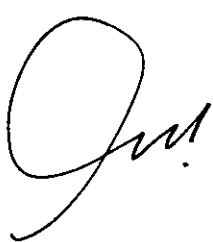
Plaintiff along with counsel present. None present for defendants, therefore, placed ex-parte. List of witnesses submitted. Ex-parte evidence of plaintiff recorded as PW-01 and closed. Ex-parte arguments also heard and record perused.

Brief facts in the backdrop are that plaintiff has filed the instant

suit against the defendants for declaration and permanent injunction to the

effect that correct date of birth of plaintiff is 01/01/1987, however,

defendants have incorrectly entered date of birth of plaintiff as 01/01/1992

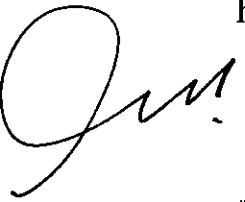

ZAHIR KHAN
17/06/2022
Civil Judge/JM
Kalaya Orakzai

which is wrong, illegal and liable to be rectified. That due to this wrong entry, there is unnatural age gap of about 13 years between plaintiff and his sons namely Waseem Ullah and Faiz Ullah. That defendants were asked time and again to rectified date of birth of plaintiff but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter was submitted but today, none present on behalf of defendants, therefore, placed and proceeded against ex-parte. List of witnesses submitted.

After submission of list of witnesses, plaintiff was allowed to produce his ex-parte evidence. Plaintiff himself deposed as PW-01 and thereafter, closed his ex-parte evidence.

Plaintiff himself appeared and deposed as PW-1. He reiterated the averments of plaint. Copy of his CNIC is Ex-PW 1/1. He produced SSCs of his sons named above. Copies are Ex-PW1/2 and 1/3.



ZAHIR KHAN
Judge
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Drakza

Claim and contention of plaintiff is that his true and correct date of birth is 01/01/1987, however, defendants have incorrectly entered date of birth of plaintiff as 01/01/1992 which is wrong, illegal and in effective upon the rights of plaintiff and liable to be rectified. That due to this wrong entry,

there is unnatural age difference of about 13 years between plaintiff and his sons. Plaintiff has placed reliance on SSCs of his sons.

There is nothing in rebuttal due to ex-parte while plaintiff produced cogent, convincing and reliable documentary as well as oral evidence in support of his claim. The modification/rectification sought by plaintiff will not affect rights of others.

As there is nothing in rebuttal due to ex-parte and plaintiff produced reliable evidence, therefore, suit of plaintiff is hereby ex-parte decreed as prayed for. No order as to cost. This decree shall not affect the rights of others, interested if any. This decree shall not affect service record of plaintiff, if any.

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

Announced
17/06/2022.



Zahir Khan
Civil Judge Kalaya Orakzai