

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

Petition No ..... 9/6 of 2022.

Date of Institution .....01.08.2022.

Dated of Decision ..... 22.08.2022.

1. Chairman NADRA, Islamabad.
  2. Director General NADRA, KPK, Peshawar.
  3. Assistant Director, NADRA, District Orakzai, through representative.
- .....(*Petitioners*)

**Versus**

Zamin Ali S/O Noroz Ali, Qoum Mani Khel, Tappa Karya Khel, Village  
Noor Ali Garhi, Tehsil Lower, District Orakzai.

.....(*Respondent*)

**PETITION FOR SETTING ASIDE EX-PARTE DECREE DATED 28.07.2022**  
**PASSED IN SUIT NO. 201/1 OF 2021.**

**ORDER No.02**  
**22.08.2022**

Representative of petitioners/Judgement debtors present.  
Respondent/Decree holder along with Mr. Sanaullah Khan Advocate  
present. Wakaltnama submitted. Record received.

Learned counsel for respondent/decree holder marked his no  
objection on the acceptance of application for setting aside ex-parte  
decree. Arguments heard and record perused.

Brief facts of the case are that petitioners have filed the instant  
petition for setting aside ex-parte decree dated 28.07.2022 passed in suit  
No. 201/1 of 2021.

*Jm*

22/08/2022  
ZAHIR KHAN  
CIVIL JUDGE/JM  
Orakzai

Petitioners have contended that suit No. 201/1 of 2021 was filed against them by present respondent and the same was ex-parte decreed vide ex-parte order dated:28.07.2022. That petitioners were proceeded against ex-parte due to non-appearance before the court. That petitioners be given an opportunity to defend their valuable rights. That when petitioners got knowledge of ex-parte decree, they approached this court for setting aside ex-parte decree passed against them.

Counsel for respondent/decreed holder marked no objection on the acceptance of application for setting aside ex-parte decree against the petitioners, resultantly, petition allowed and ex-parte decree dated 28.07.2022 passed in suit 201/1 of 2021 is here by set aside. No order as to cost. Suit No. 201/1 of 2021 is restored. Muharrir is directed to do the needful. The instant file be consigned to record room. Copy of this order be placed on main file of suit No. 201/1 of 2021.

**Announced**  
22.08.2022



**ZAHIR KHAN**  
Civil Judge-I, Kalaya, Orakzai