

**IN THE COURT OF SAMI ULLAH,**  
Civil Judge-I, Orakzai at Baber Mela

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Suit No.....20/1 of 2021  
Date of Institution..... 27/01/2021.  
Date of decision.....19/09/2022.  
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Naib Khan S/O Ajad Gul R/O Qoam Feroz Khel, Tappa Qemath Khel P.O  
Feroz Khel, Shna Naka, Tehsil Lower, District Orakzai,  
..... (Plaintiff)

**Versus**

Board of Intermediate and Secondary Education, Kohat.  
..... (Defendant)

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**SUIT FOR DECLARATION & PERMANENT INJUNCTION.**

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**Ex-Parte Judgement**  
**19.09.2022**

1. Brief facts in the backdrop are that plaintiff has filed the instant suit against the defendant for declaration and permanent injunction to the effect that the correct father's name of plaintiff is **Ajad Gul**, however, defendant has incorrectly entered his father's name as **Ajab Gul** which is wrong, illegal and liable to be rectified.
  
2. With due process of law and procedure, the defendant was summoned. The defendant appeared through legal Adviser and filed written statement but after that, defendant did not appear before the court on various dates, therefore, defendant was placed and proceeded against ex-parte.

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- 3. Plaintiff was allowed to produce his ex-parte evidence in accordance with the of list of witnesses. Plaintiff produced three PWs and thereafter closed his ex-parte evidence.
- 4. Plaintiff himself appeared and deposed as PW-1. He reiterated the averments of plaint. He produced his CNIC, Detail Marks Certificate and CNIC of his father. Photocopies of which are Ex-PW 1/1, Ex-PW 1/2 and Ex-PW 1/3.
- 5. Khalil Khan s/o Mestri Khan, relatives of plaintiff appeared and deposed as PW-2. Photocopy of his CNIC is EX-PW 2/1. He supported the claim of plaintiff and testified that the correct father's name of the plaintiff is **Ajad Gul** instead of **Ajab Gul**.

Saif ullah s/o Malip Shah, relatives of plaintiff appeared and deposed as PW-3. Photocopy of his CNIC is EX-PW 3/1. He also supported the stance of the plaintiff.

7. Claim and contention of plaintiff is that his correct father's name is **Ajad Gul**, however, defendant have incorrectly entered his father's name as **Ajab Gul** which is wrong, illegal and liable to be rectified. Plaintiff has placed reliance on EX-PW1/1 and EX-PW1/3 wherein father's name of the plaintiff is recorded as **Ajad Gul**.


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

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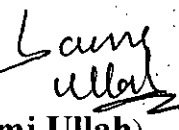
9. File be consigned to record room after necessary completion and compilation.

**Announced**  
19/09/2022.

  
**(Sami Ullah)**  
Civil Judge-I/JM,  
Orakzai (at Baber Mela)

**CERTIFICATE**

Certified that this judgment of mine consists of **03** (Three) pages, each has been checked, corrected where necessary and signed by me.

  
**(Sami Ullah)**  
Civil Judge-I/JM,  
Orakzai (at Baber Mela)