

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

Petition No.....13/6 of 2022.
Date of Institution.....16.08.2022.
Dated of Decision.....05.09.2022.

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

Versus

1. Intizar Ali S/O Ashab Ali,
 2. Isam Naz D/O Ashab Ali through Ali Janan (Grandfather) both R/O Qoum Stori Khel, Tappa Andd Khel, Tazi Khel, Tehsil Lower, District Orakzai.
- (Respondents)

**PETITION FOR SETTING ASIDE EX-PARTE DECREE DATED 28.06.2022
PASSED IN SUIT NO. 6/1 OF 2022.**

ORDER No.04
05.09.2022


Representative of petitioners/Judgement debtors present.

Respondents/Decree holders present through Mr. Abid Ali Advocate.

Record received.

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

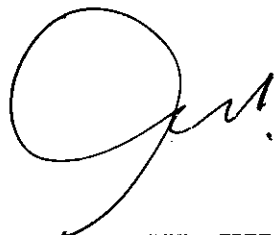
Brief facts of the case are that petitioners have filed the instant petition for setting aside ex-parte decree dated 28.06.2022 passed in suit No. 6/1 of 2022.


ZAHIR KHAN
 05/09/2022 PM
 Kalaya Orakzai

Petitioners have contended that suit No. 6/1 of 2022 was filed against them by present respondents and the same was ex-parte decreed vide ex-parte order dated:28.06.2022. 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 respondents/decreed holders marked no objection on the acceptance of application for setting aside ex-parte decree against the petitioners, resultantly, petition is allowed and ex-parte decree dated 28.06.2022 passed in suit 6/1 of 2022 is here by set aside. No order as to cost. Suit No. 6/1 of 2022 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.

Announced
05.09.2022


ZAHIR KHAN
Civil Judge-I, Kalaya, Orakzai